

MINUTES OF REGULAR BOARD MEETING

MONDAY, APRIL 2, 1990

21ST BOARD OF REPRESENTATIVES

STAMFORD, CONNECTICUT

A regular monthly meeting of the 21st Board of Representatives of the City of Stamford was held on Monday, April 2, 1990, in the Legislative Chambers of the Board in the Government Center, 888 Washington Boulevard, Stamford, Connecticut.

The meeting was called to order at 8:40 p.m. by President Goldstein, after both political parties had met in Caucus.

INVOCATION was given by Rep. Philip R. Stork, R-15.

"Please join me in prayer. Heavenly Father, we gather here tonight to ask your blessing for the 21st Board of Representatives as we meet in debate to legislate the very best we can for our fellow mankind. We also ask for a special blessing for the chairmen and members of the Fiscal Committee and the Board of Finance as they are about to undertake this year's difficult budget review process. Give them the strength to make the best decisions for our citizens. We ask that you watch over our school children. Please steer them in the direction of growth in body and mind. Instill upon them the wisdom of working at the maximum of their ability as they head grade by grade towards their high school diploma. Grant our children the power to remain drug free and, likewise, give their parents the leadership and compassion needed for their children to become model citizens. Lastly, oh Lord, we ask your blessing for the Governor of our state and for the President of the United States as they continue to make the tough daily decisions that affect our lives. We ask for all this in your Holy name. 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 34 members present and 6 absent. Absent were Reps. Frank Mollo, Michael Fedele, Bobby Owens, Domonick Cardillo, Peter Nanos and Robert DeLuca. All were excused.

The Chair declared a quorum.

MACHINE TEST VOTE: Test votes were taken by the President. The machine was in good working order.

MOMENTS OF SILENCE:

REP. NICHOLAS PAVIA, R-10 District, for the late Nicholas "Hack" Somma. "Hack died at the age of 79. He was a truly good man and lived on Finney Lane, on the west side of Stamford. He was a member of Sacred Heart Parish and a friend to all. He will be missed."

REP. MILDRED PERILLO, D-9 District, for the late James Ruffin of Merrell Avenue and Nicholas Somma of Finney Lane.

MOMENTS OF SILENCE: (continued)

REP. SCOTT MORRIS, D-17 District, for the late Edward Warren Schwartz.

"It is with a great deal of sadness that I respectfully request a Moment of Silence for Edward Warren Schwartz, who resided in Stamford with his family at 48 Briarwood Lane, and whose untimely passing occurred on March 20, 1990. He was an assistant vice president of revenue requirements at Citizens Utilities Company, located on High Ridge Road.

"I was a colleague of Ed's at Citizens for nearly five years. I will always remember him as not only an intelligent, hardworking, and dedicated employee of the company and a brilliant and creative manager of the revenue requirements department, but also as a witty, fun loving, and warm individual with a marvelous sense of humor. Ed frequently had a well placed line or a well timed joke to break the ice at a meeting that might have gotten a little too serious, but he was always able to get whatever group he was with at the moment to focus their collective energies in the right direction. He was a results oriented person whose contributions to Citizens and his fellow employees were incalculable.

"At the same time, Ed was very involved as a volunteer in the community. During the Spring of each year, he was active with the Stamford Special Olympics, always being one of the first city residents to sign up for a spot to assist in the preparation and conduct of the annual event in May. He was also active with the Boy Scouts of America and with his synagogue in Stamford, Temple Beth El. Whenever he thought that something was not the way it should be in local government or that a particular city service could be performed or delivered better and more efficiently, he never hesitated to bring it to my attention and to ask me if I could look into the matter. I had to give him credit for justifiably taking advantage of his unequalled access to an elected public official in Stamford, even if he was not a constituent. Then again, this only underscores his true commitment to his community.

"Ed's passing leaves a great void in the lives of many people whom he cared a great deal about, and who loved and respected him - his family and friends, his fellow employees at Citizens Utilities, and his fellow residents of Stamford. On behalf of the Board of Representatives of the City of Stamford, I want to extend my sympathies and prayers to Ed's wife, Carol; his son, Sandy; his daughter, Lori; and his mother, Helen Koflowitz of Bridgeport. Ed Schwartz will be terribly missed by a lot of individuals whose lives he touched in a very positive way. SHALOM, ED."

PRESIDENT GOLDSTEIN reminded members of the Board that while she states the name of the person for whom a Moment of Silence is requested, there is a text to the Moment of Silence which becomes part of the Minutes for those who chose to have a text made part of the Minutes. The requests will be given to Mrs. Kachaluba who will incorporate them in the Minutes.

PRESIDENT GOLDSTEIN announced that she reluctantly accepted Scott Morris' resignation from the Fiscal Committee. She appointed John Zimmerman to the Fiscal Committee to replace Mr. Morris. She stated that Carmen Domonkos will sit on the Legislative and Rules Committee to fill Mr. Zimmerman's seat on that Committee.

STANDING COMMITTEES

STEERING COMMITTEE: Chairperson Sandra Goldstein

REPORT.

MR. BOCCUZZI Moved to waive the reading of the Steering Committee report. Seconded. APPROVED by voice vote with no dissenting votes.

The Steering Committee met on Wednesday, March 14, 1990, in the Democratic Caucus Room of the Government Center, 888 Washington Boulevard. The meeting was called to order at 7:35 p.m. by Acting Chairperson John Boccuzzi who declared a quorum. Chairperson Sandra Goldstein was absent (excused).

Present at the meeting:

John Boccuzzi, Acting Chair
Scott Morris
John J. Hogan
Peter Nanos
Robert DeLuca
Nicholas Pavia
Thomas Pia
David Blum

W. Dennis White
Frank Mollo
Annie Summerville
David Jachimczyk
Mildred Perillo
James Rubino
Ruth Powers
Audrey Maihock

David Martin
Richard Lyons
Mary Lou Rinaldi
Stanley Esposito
Maria Nakian
John Zelinsky
John Roman, WSTC
Anne Kachaluba

APPOINTMENTS COMMITTEE - Ordered Held in Steering was the name of Billie D. Shock for the Parks & Recreation Commission. Ordered off the Agenda was the name of George Rogers for the Zoning Board of Appeals, Alternate.

FISCAL COMMITTEE - Ordered on the Agenda were the five items on the Tentative Steering Agenda and the two appearing on the Addenda.

LEGISLATIVE & RULES COMMITTEE - Ordered on the Agenda were two of the four items appearing on the Tentative Steering Agenda and one item that appeared under the Housing and Community Development Committee and that was the proposed resolution concerning the lease for housing at Belltown School. Ordered on the Pending Agenda were two items that appeared on the Tentative Steering Agenda; they were (L&R21.19) Matter of revisions to Section 158-1 of the Code regarding loitering, and (L&R21.19) For publication, proposed ordinance concerning tax abatement for Stamford Land Conservation Trust for property on Ingleside Drive.

PERSONNEL COMMITTEE - Ordered on the Agenda were the two items appearing on the Tentative Steering Agenda. Ordered off the Pending Agenda was the item for the Approval of retroactive salary adjustments for classified, non-union administrators. This item was removed from the Agenda because the Board of Finance did not approve it; they removed it from their Agenda.

PLANNING & ZONING COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda and one item appearing on the Addenda.

PUBLIC WORKS & SEWER COMMITTEE - Ordered on the Pending Agenda was the one item appearing on the Tentative Steering Agenda. The item was the Matter of composting.

STEERING COMMITTEE REPORT: (continued)

HEALTH & PROTECTION COMMITTEE - Ordered off the Agenda was the one item appearing on the Tentative Steering Agenda and that was the Matter of speeding and review of motor vehicle accidents on Bedford Street between Third and Chester Streets.

PARKS & RECREATION COMMITTEE - Ordered on the Agenda were the four items appearing on the Tentative Steering Agenda and the one item appearing on the Addenda.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE - Ordered on the Agenda were the two items appearing on the Tentative Steering Agenda.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - Ordered on the Agenda was one of the two items appearing on the Tentative Steering Agenda and the two items appearing on the Addenda. Ordered moved to the Legislative and Rules Committee was the proposed resolution concerning the lease for housing at Belltown School.

URBAN RENEWAL COMMITTEE - No items appeared on the Tentative Steering Agenda.

ENVIRONMENTAL PROTECTION COMMITTEE - Ordered on the Agenda was the Matter of a comprehensive anti-litter program for the City. This item was omitted on the Tentative Steering Agenda.

TRANSPORTATION COMMITTEE - No items appeared on the Tentative Steering Agenda.

HOUSE COMMITTEE - No items appeared on the Tentative Steering Agenda.

COLISEUM AUTHORITY LIAISON COMMITTEE - No items appeared on the Tentative Steering Agenda.

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 9:10 p.m.

John J. Boccuzzi, Acting Chairperson
Steering Committee

APPOINTMENTS COMMITTEE - Mildred Perillo, Chairwoman

No report.

FISCAL COMMITTEE - Richard Lyons, Chairman

MR. LYONS said the Fiscal Committee met on Wednesday, March 28, 1990, at 7:00 p.m. Members present at the meeting were Reps. Rybnick, Rinaldi, Powers, Clemmons, Hogan, Pavia, Esposito, Zimmerman, Morris, Martin and Lyons. Also present was Rep. DeLuca.

Mr. Lyons placed items 2, 3, and 5 on the Consent Agenda. Secondary Committees concurred or waived the Secondary Committee report.

1. \$ 26,100.00 - STAMFORD EMS FOUNDATION - CODE 470-4385 EMS - additional appropriation required to meet the needs of Foundation for balance of 1989/90 - fiscal year. Request by Mayor Thom Serrani 2/5/90. Board of Finance approved 2/13/90. This amount is part of \$93,600.00; \$67,500 approved 3/5/90; \$26,100 Held in Committee 3/5/90.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

HELD IN COMMITTEE

2. \$ 98,000.00 - GLENBROOK VOLUNTEER FIRE DEPARTMENT - AMENDMENT TO CAPITAL PROJECTS BUDGET FOR YEAR 1989/90 - additional appropriation for CODE 472-151 FIRE STATION ADDITION. Request by Mayor Thom Serrani 11/22/89. Recommended source of funding is bonds. Planning Board approved 12/4/89. Board of Finance approved 3/8/90.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

3. \$ 2,890.00 - STAMFORD DAY CARE PROGRAM - CODE 750.2650 - NEW EQUIPMENT - additional appropriation for modular shed for storage. This money obtained from accumulated interest earnings on state funds. State allowed the city to use the funds for new equipment. Request by Mayor Thom Serrani 3/1/90. Board of Finance approved 3/8/90.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA

4. \$590,000.00 - ENVIRONMENTAL PROTECTION DEPARTMENT - AMENDMENT TO CAPITAL PROJECTS BUDGET - additional appropriation for CODE 110-4891 OPEN SPACE ACQUISITION. For acquisition of properties within the Mill River Greenbelt area. To be financed by a grant awarded to City. Request by Mayor Thom Serrani 3/3/90. Planning Board approved 3/6/90. Contingent upon Board of Finance approval.

Above also referred to PARKS & RECREATION COMMITTEE.

FISCAL COMMITTEE: (continued)

MR. LYONS said the Committee voted 9 to 1 to approve \$590,000 for the Greenbelt area. He said this was a state grant and was for two properties that have been purchased and for one property that is being negotiated. Mr. Lyons Moved for approval. Seconded by the Parks and Recreation Committee.

MR. BLUM said that at this time, the state is in a \$200 million deficit and we are not sure that we will receive the \$590,000 from the state or federal government. Mr. Blum asked why, at this time, were we thinking of a Greenbelt when we put the Covenant House out of 66 West Main Street? Mr. Blum stated that parks and green grass come before human beings in this city.

MRS. MAIHOCK stated that since this was a state grant, what would the city's share be for the open space acquisition?

MR. LYONS said the city will spend \$1.7 million for the total project, and the \$590,000 or 40% is from the state.

PRESIDENT GOLDSTEIN proceeded to a vote to approve \$590,000 for the Greenbelt area. APPROVED by voice vote with three no votes, Mr. Blum, Mr. Pavia and Mrs. Maihock, and one abstention, Mrs. Perillo.

5. PROPOSED RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE STATE DEPARTMENT OF TRANSPORTATION CONCERNING THE MANAGEMENT OF A MULTI-MODAL INFORMATION SYSTEM. Submitted by Mayor Thom Serrani 3/6/90.

APPROVED ON CONSENT AGENDA WITH THREE NO VOTES. MRS. PERILLO, MR. BLUM AND MR. WHITE.

6. UPDATE ON CONTINGENCY FUND REGARDING PROJECTED DEFICIT. Submitted by Reps. Mildred Perillo, D-9, Robert DeLuca, R-14 and David Blum, D-12, 3/12/90.

MR. LYONS said a copy of a letter received from Commissioner Pacter regarding the contingency fund was sent to all Board members. Mr. Lyons stated that he spoke with the Commissioner and as of today, Comm. Pacter's opinion was that the figure in the letter was high; the figure is probably less than \$1.7 million.

7. LIST OF DELINQUENT TAXPAYERS AND MATTERS RELATING TO SAME. Submitted by Reps. Mildred Perillo, D-9 and Robert DeLuca, R-14, 3/12/90.

MR. LYONS stated that the list of delinquent taxpayers is available in the Board of Representatives' office. He said that as of April 16, notices will be sent to all delinquent taxpayers of the intent to place a lien on properties. Mr. Lyons stated if the taxes are not paid by May 30, a lien will be placed upon the properties. Mr. Lyons stated that under state law, the city is a preferred creditor and will come before anyone else except the federal government for withholding taxes on any claims made against any entity.

Mr. Lyons said that if an entity is doing business with the city, there is a clause in the contract that states the entity must pay their property taxes before they will receive any monies for services rendered.

FISCAL COMMITTEE: (continued)

MR. LYONS said his statements covered the questions raised regarding delinquent taxes.

Mr. Lyons Moved for approval of the Consent Agenda. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the Consent Agenda. APPROVED by voice vote with Mrs. Perillo voting no on item #5; Mr. Blum voting no on #5; and Mr. White voting no on #5.

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

MRS. NAKIAN said the Legislative and Rules Committee met on Monday, March 26, 1990, at 7:00 p.m. In attendance were Committee members Nakian, Esposito, Fedele, Larobina, Maihock, Mellis, Mitchell, Rubino, Zelinsky and Zimmerman. Also attending was Rep. W. Dennis White, Richard Robinson, Asst. Corporation Counsel and two representatives from New Neighborhoods.

1. (L&R21.21) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING TAX ABATEMENT AND REFUND FOR NEIGHBORHOOD HOUSING SERVICES OF STAMFORD, INC. FOR REAL PROPERTY TAXES ON PROPERTY AT 19 VISTA STREET. Request by Susan McDonald, Financial Manager, Stamford Neighborhood Housing Services, Inc., 1/31/90. Held in Committee 3/5/90.

HELD IN COMMITTEE

Mrs. Nakian said the type of abatement that has to be done for item 1 has to be done by contract between the city and Neighborhood Housing Services, Inc. and has to go through the Tax Abatement Committee.

2. (L&R21.22) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING TAX ABATEMENT FOR NEIGHBORHOOD HOUSING SERVICES OF STAMFORD, INC. FOR PROPERTY AT 59 SPRUCE STREET. Requested by Susan McDonald, Financial Manager, Stamford Neighborhood Housing Services, Inc., 1/31/90. Held in Committee 3/5/90.

HELD IN COMMITTEE (for same reason as above item)

3. (L&R21.24) PROPOSED RESOLUTION CONCERNING A LEASE BETWEEN THE CITY OF STAMFORD AND NEW NEIGHBORHOODS, INC. FOR HOUSING FOR THE ELDERLY SITE AT BELLTOWN SCHOOL. Submitted by Mayor Thom Serrani, 2/26/90. Planning Board approved 3/7/90. Board of Finance deferred 3/8/90.

HELD IN COMMITTEE (As of this date, not approved by Board of Finance)

PERSONNEL COMMITTEE - Scott Morris, Chairman

MR. MORRIS stated that Mr. Hogan Chaired the Personnel Committee meeting; therefore, he yielded the Floor to Mr. Hogan.

MR. HOGAN said the Personnel Committee met on Wednesday, March 21, 1990, at 7:30 p.m. In attendance were Committee members Reps. Nanos, Jachimczyk, Zelinsky, Stork, Blum and Hogan. Also attending the meeting were other members of the Board and representatives of five employee organizations, and Mary Sommer, Corporation Counsel.

1. SENSE-OF-THE-BOARD RESOLUTION CONCERNING REPAYMENT OF UNAUTHORIZED SALARY INCREASES FROM NON-UNION CLASSIFIED EMPLOYEES. Submitted by Rep. Robert DeLuca R-14, 2/14/90. Report made and Held in Committee 3/5/90.

Mr. Hogan stated that a resolution was received by all members of the Board. He said the Committee heard from Corporation Counsel that to date, no repayment has been made or received by the city, and Corporation Counsel stated that this matter will be pursued and whatever action necessary will be taken to recover payments. Mr. Hogan said that Corporation Counsel stated she was waiting for the Personnel Appeals Board to make a determination on the jurisdictional problem. Mr. Hogan said that prior to the Committee meeting, the Personnel Appeals Board did act, and it was the opinion of Corporation Counsel that they lacked the authority to act in the matter; Corporation Counsel explained that the authority in this matter was limited because the matter is one of salary; salary matters are not in the purview of the Personnel Board of Appeals.

Mr. Hogan said that Corporation Counsel stated that a resolution from the Board would be desirable. The Committee voted for approval of the resolution.

Mr. Hogan Moved for approval of the resolution. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the resolution. APPROVED by voice vote with no dissenting votes.

2. MATTER OF BINDING ARBITRATION. Submitted by Sandra Goldstein D-16, John J. Boccuzzi D-2, and Robert DeLuca R-14, 2/14/90. Report made and Held in Committee 3/5/90.

HELD IN COMMITTEE

MR. HOGAN stated that there were a number of speakers from various employee organizations voicing their opinions on the matter. Mr. Hogan said the discussion was lengthy and informative. Mr. Hogan stated that more work has to be done and there is more information that must be gathered before we can inform our state delegation of the desires of the Board on action to modify the General Statutes on binding arbitration. Mr. Hogan said this matter will not come before the General Assembly until January, 1991 Session, but every effort should be made to obtain information and facts pertaining to binding arbitration to advise the members of the General Assembly the Board's desires.

PLANNING & ZONING COMMITTEE - David Jachimczyk, Chairman

MR. JACHIMCZYK said the Planning and Zoning Committee met on Wednesday, March 28, 1990, at 8:00 p.m. Present were Committee members White, Nakian, Stork, Pavia, Lyons, Morris, and Jachimczyk. Also present was City Engineer Frank Soldano; Rev. Craig S. Brown, Sr.; James Atkins; John Mewborn; Rodney Smith; and Chris Davis from Greater Faith Tabernacle Baptist Church.

Mr. Jachimczyk placed item 2 on the Consent Agenda.

1. FOR PUBLICATION - PROPOSED RESOLUTION TO RENAME WAVERLY PLACE, STARTING FROM THE BONGIORNO SUPERMARKET TO THE GREATER FAITH TABERNACLE BAPTIST CHURCH AT WILSON STREET, BAXTER AVENUE IN MEMORY OF DR. WILLIAM L. BAXTER. Requested by Rev. Craig S. Brown, Sr., Pastor; James Atkins, Chairman of Deacon Board and John Mewborn, Chairman of Trustee Board, Greater Faith Tabernacle Baptist Church, Inc., Wilson & Waverly Place, Stamford, CT 06902 2/7/90. Held in Steering 2/14/90.

HELD IN COMMITTEE

2. APPROVAL OF PETITION FOR ROAD ACCEPTANCE - WEST TRAIL EXTENSION AS SHOWN ON MAP NO. 11680 A, B, C AND D OF THE STAMFORD LAND RECORDS. Petitioner is North Ridge Associates, Inc., 75 Saw Mill Road, Stamford, Ct 06903, received by Board office 3/12/90. Certified for approval by Frank J. Soldano, City Engineer, letter of 3/14/90.

APPROVED ON CONSENT AGENDA

MR. JACHIMCZYK Moved the Consent Agenda. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the Consent Agenda. APPROVED by voice vote with no dissenting votes.

PUBLIC WORKS & SEWER COMMITTEE - Peter Nanos, Chairman

No report.

HEALTH & PROTECTION COMMITTEE - Ruth Powers, Chairwoman

No report.

PARKS & RECREATION COMMITTEE - Thomas Pia & Robert DeLuca, Co-Chairpersons

MR. PIA said the Parks and Recreation Committee met on Monday, March 19, 1990. Attending were Committee members Owens, McGrath, Fedele, DeLuca, Pia, Nanos and DePina. Excused were Committee members Mildred Perillo and Gerald Rybnick. Also attending the meeting was Robert Neu, Director of Parks and Recreation; Ralph Antonacci, Steven Weisberg, Terry Weisberg, and Reps. Zimmerman and Blum.

Mr. Pia placed items 2 and 3 on the Consent Agenda.

PARKS & RECREATION COMMITTEE: (continued)

1. PROPOSED RESOLUTION CONCERNING THE CONVEYANCE OF APPROXIMATELY 18,100 SQUARE FEET OF PROPERTY OWNED BY THE CITY OF STAMFORD TO NEIGHBORHOOD HOUSING SERVICES, INC. Submitted by Mayor Thom Serrani 2/27/90. Planning Board approved 3/6/90. Board of Finance approved 3/8/90.

MR. PIA said the Committee voted to approve the resolution. Mr. Pia stated that there was a change in the date on the resolution; word was received from the Board of Finance and Kathy Kane that the date on the resolution should be April 6, 1992 and not July 1, 1991.

MR. WHITE said he opposed the resolution. He is opposed to giving out parkland for any reason whatsoever. He said he realizes that many people think this is a very good project, but if you look at the history of the use of parkland, an example would be in New York City; if all land was used for wonderful projects, today, there would be no Central Park. Mr. White stated that Carwin Park is not Central Park but a very unfortunate principal is being established; if somebody comes along with what we seem to think is a good project, then we are going to lose our parkland

PRESIDENT GOLDSTEIN called for a vote to approve the resolution conveying property owned by the city to Neighborhood Housing Services, Inc. APPROVED by voice vote with three no votes; Mr. White, Mrs. Perillo and Mr. Russo and two abstentions; Mrs. Maihock due to a possible conflict of interest and Mr. Blum.

2. REQUEST FOR PERMISSION TO HANG A BANNER ON BEDFORD STREET FROM MAY 27 THROUGH JUNE 10, 1990 TO PUBLICIZE NATIONAL SAFE BOATING WEEK. Requested by Stamford Power Squadron, David Winston, 1128 Cove Road, Stamford, Ct 06902, 3/1/90.

APPROVED ON CONSENT AGENDA

3. REQUEST FOR PERMISSION TO HANG A BANNER ON SUMMER STREET FROM MAY 28 TO JUNE 12, 1990 TO PUBLICIZE ANNUAL FESTIVAL. Requested by Dennis Vlahakis, Annunciation Greek Orthodox Church, 1230 Newfield Avenue, Stamford, CT 06905, 2/16/90.

APPROVED ON CONSENT AGENDA

4. POSSIBILITY OF USING A PORTION OF THE BURDICK SCHOOL PROPERTY FOR A PLAYGROUND FOR NEIGHBORHOOD CHILDREN. Submitted by Rep. Robert DeLuca R-14, 2/26/90.

HELD IN COMMITTEE

5. REVIEW OF PARKS AND RECREATION AUDIT. Requested by Reps. Mildred Perillo, D-9 and Robert DeLuca, R-14, 3/12/90.

HELD IN COMMITTEE

MR. PIA Moved the Consent Agenda for approval. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the Consent Agenda. APPROVED by voice vote with no dissenting votes.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE - John R. Zelinsky, Chairman

MR. ZELINSKY said the Education, Welfare and Government Committee met on Wednesday, March 28, 1990. Present were Reps. Chairman Zelinsky, Vice Chairman Maihock, Reps. DePina, Evanko and Mellis. Elaine Mitchell was excused. Also present were Reps. Rubino, and Stork; Corporation Counsel Mary Sommer; Fair Rent Commission Chairman Roberta Ratcliffe, Commissioner Aura Diaz, Diana Crouse, Director of the Fair Rent Commission; Tony Pia, Asst. Director of the Human Rights Commission; and Joanna Epstein representing Congressman Shays' office.

1. FOR PUBLICATION - PROPOSED ORDINANCE AMENDING SECTIONS 152-1 THROUGH 152-16 OF THE CODE OF ORDINANCES CONCERNING THE POWERS, DUTIES AND PROCEDURES OF THE FAIR RENT COMMISSION. Submitted by Roberta Ratcliff, Chairperson, Fair Rent Commission, 1/18/90. Returned to Committee 3/5/90.

MR. ZELINSKY said the Committee voted 5 in favor, none against for approval of publication. Mr. Zelinsky stated five changes were made and the changes were on each members desk. Mr. Zelinsky stated that there was a new section and four minor changes were made.

Mr. Zelinsky said on page 1, titled "Stamford Code of Ordinances, Chapter 152 Landlord-Tenant Relations Article I Fair Rent Commission" he said he was told to mention to the Board by Director Crouse, to make sure when it is printed by the printer that it is "Fair Rent Commission" because in the original ordinance it was printed "Rent Control Commission"; there is no rent control in the City of Stamford.

Mr. Zelinsky said that on page 4, there is a new section which is 152-5: Disclosure of Interest, A through E. Mr. Zelinsky said this section pertains to commissioners disclosing any ownership of properties other than his/her private residents.

Mr. Zelinsky said the next change was on page 6, E.: "To dismiss a complaint after a hearing based on the tenant's failure to pay the amount of rent due while the case is pending or based on the tenant's failure to fulfill responsibilities described in this Article." Mr. Zelinsky said the Committee's recommendation last month voted to delete that section altogether because they felt the tenants should not be handicapped because of being a short amount of days in paying their rents. He said in this compromise, the word "after a hearing" was inserted so the commissioners would still hear the complaint.

Mr. Zelinsky said the next minor change was on page 7, K.: "To request the Corporation Counsel to institute such legal action as is appropriate to obtain compliance with any order made pursuant to any provision of this Article." and in the last sentence added was, "the Connecticut Freedom of Information Act."

Mr. Zelinsky said the next change was on page 12, 152-18: Penalty for Violations: the fifth sentence from the bottom, a word was changed from "prosecuting authority" to "Corporation Counsel."

EDUCATION, WELFARE & GOVERNMENT COMMITTEE: (continued)

MR. ZELINSKY said the last change was page 12, 152-20: Automatic Inclusion - This ordinance shall take effect upon adoption. Any future amendments to any sections of the Connecticut General Statutes pertaining to Fair Rent Commissions shall be automatically incorporated in this Article, and notice of such amendments shall be forwarded to the legislative body by the commission."

Mr. Zelinsky said the members of the Committee felt that they wanted the legislative body to be informed of any changes in State Statutes

MRS. PERILLO Moved to amend the proposed ordinance: On page 3, 152-4: Commissioners' Terms. - on line 4 to read..."for a term of three (3) years" instead of "five (5) years." On line 7 to read..."for more than three (3) consecutive three (3) year terms..." This change was from "two (2) consecutive terms..."

Mrs. Perillo's motion was Seconded.

MR. RUBINO stated that he was not sure if the changed complied with State Statutes. He said he would bet that it does comply but did not think this type of change should be brought up on the Floor of the Board. Mr. Rubino said the Corporation Counsel attended the meeting for more than two hours and he said that every phrase of the ordinance was meticulously combed by the Corporation Counsel's office. Mr. Rubino said the changes may be good, but it is unfortunate that Mary Sommer, Corporation Counsel was not given an opportunity to research whether or not it is legal.

MRS. MAIHOCK said she believed if any changes were made to the ordinance, it should be moved to be returned to Committee so that it can be investigated by Corporation Counsel. She said the changes were very intricate.

MR. LYONS said the ordinance was up for publication at this time; a public hearing will be held and Corporation Counsel can be present with members of the public and Board present to express their opinions. Mr. Lyons said the proposed ordinance should be voted on now.

MR. BOCCUZZI said that input from Corporation Counsel should be to see if we comply with State Statutes and also Mr. Zelinsky has been instructed to see whether we comply with state laws regarding the changes in terms.

Mr. Boccuzzi stated that the Appointments Committee has been looking into the attendance of those that attend and don't attend meetings, and if a term is for five years and you are not attending meetings, the shorter term would cut down the possibility of not going to meetings for the course of their term. Mr. Boccuzzi said that to take someone off a Board is a great process with a lot of legal matters involved. Mr. Boccuzzi stated that this will give the people on the Appointments Committee an opportunity to decide whether they should be reappointed.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE: (continued)

MRS. PERILLO stated that to remove a person from a Board or Commission is a very lengthy and legal process that can take a year or two if the person does not choose to come or postpones their appearance before the Appointments Committee and the legal department; legal counsel must be had by both. Mrs. Perillo said that with three years, an assessment can be made as to whether they attend or are doing a good job.

PRESIDENT GOLDSTEIN proceeded to a vote to amend the proposed ordinance so it reads, 3 years and 3 consecutive 3 year terms. APPROVED by 25 yes, 5 no votes and 1 abstention.

MRS. PERILLO Moved to make an amendment on page 5, 152-7: Commission's Employment of Staff: the first line states "A Director shall...." amend to read "A Director may be appointed...." Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the amendment. APPROVED by voice vote with no dissenting votes.

MRS. PERILLO commended Mr. Rubino for his input on the Disclosure of Interest. Mrs. Perillo stated that candidates are checked carefully on properties they own. She said if they are landlords of many properties, they are not put on the Commission because they would have to abstain at too many meetings.

MR. BLUM said that in a sense he is against the entire ordinance for the reason that Fair Rent Commission has never existed in the City of Stamford; ask the renters in Stamford. He said the reason being that the Commission compares rentals with other like rentals and then it is most apt that they give a rent increase. Mr. Blum stated the city needs rent control.

PRESIDENT GOLDSTEIN proceeded to a vote on the publication of the proposed ordinance Concerning the Powers, Duties and Procedures of the Fair Rent Commission as amended. APPROVED by voice vote with one no vote, Mr. Blum and one abstention, Mr. White

MR. ZELINSKI stated that several other Board and Commissions have five-year terms and perhaps it would be wise if Mrs. Perillo looked into changing those terms to three years terms for the same rationale.

2. MATTER OF THE NEED FOR A LOCAL VETERANS COUNSELOR. Submitted by Rep. James Rubino R-7, 3/1/90.

HELD IN COMMITTEE

Mr. Zelinsky said that Tony Pia, Assistant Director of the Human Rights Commission and Joanna Epstein, representing Congressman's Shays' office did give the Committee information on the needs of the veterans in Stamford. Mr. Zelinsky stated that there were approximately 14,000 veterans in Stamford; including their wives and children, the figure could reach somewhere up to 30,000 to 35,000.

Mr. Zelinsky said that Mr. Pia and Ms. Epstein stated that they felt there was a strong and definite need for some type of a local counselor. Mr. Zelinsky stated that it was also mentioned that there is a Veterans Affairs Officer, Angela Allen, working out of the Governor's office located on Bedford Street who handles veterans affairs.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE: (continued)

MR. ZELINSKY said that Angela Allen handles the veterans affairs for the area from Greenwich to Bridgeport. Mr. Zelinsky stated that it was mentioned that Bridgeport has a great deal of need for her services so she is mostly in Bridgeport. Mr. Zelinsky said the Committee will be meeting on this matter once again next month and Ms. Allen will be invited along with other representatives of veterans groups to continue discussion on the matter.

MR. RUBINO stated that the item was before the 20th Board. He said this matter provides an opportunity to do a great deal of humanitarian good. Mr. Rubino said that this was an opportunity to save money for the city by shifting the burden of supporting people who qualify for veterans benefits from the city to the Federal government if they so qualify. He said Bridgeport has a local veterans office, and has been cut back but they have kept it because they see the opportunity of savings; it is cost effective. Mr. Rubino stated that he hoped that we could get the Bridgeport locally funded veterans counselor to attend the next Education, Welfare and Government Committee meeting to receive input from him on the savings we could realize.

MR. ZELINSKY expressed his thanks to Mrs. Maihock who very aptly ran the Committee meeting before he arrived from his business engagement.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - Frank Mollo, Chairman

Mr. Mollo was absent. Mr. Clemmons reported for the Committee.

MR. CLEMMONS said the Housing and Community Committee met on Tuesday, March 27, 1990, at 7:00 p.m. Attending were Reps. Mitchell, Pavia, Mollo, Summerville and Clemmons. Also attending were Mike Kraynak and Dr. McBride from the Health Department, and Barry Callahan from the Fire Marshal's office

1. RESOLUTION AUTHORIZING THE MAYOR TO FILE YEAR SIXTEEN APPLICATION FOR THE COMMUNITY DEVELOPMENT PROGRAM OF THE CITY OF STAMFORD, CONNECTICUT. The city is to receive an estimated \$1,047,000. Submitted by Mayor Thom Serrani 2/14/90. Board of Finance approved 3/8/90.

Mr. Clemmons said the Committee voted 4 in favor, none against and one abstention and Moved for approval. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the resolution. APPROVED by voice vote with two abstentions, Ms. Summerville and Mrs. Maihock. Both abstained due to a possible conflict of interest.

2. MATTER OF STATE CONDOMINIUM ACQUISITION PLAN IN STAMFORD. Submitted by Rep. Nicholas Pavia, R-10, 3/12/90.

HELD IN COMMITTEE

3. FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING WINDOW GUARDS ON HIGH RISE DWELLINGS. Submitted by Rep. Frank Mollo, D-9, 3/13/90.

HELD IN COMMITTEE

URBAN RENEWAL COMMITTEE - Annie M. Summerville, Chairwoman

No report.

ENVIRONMENTAL PROTECTION COMMITTEE - Stanley Esposito, Chairman

MR. ESPOSITO said the Environmental Protection Committee met on Tuesday, March 27, 1990, at 7:00 p.m. All members of the Committee were present; Reps. Esposito, Zimmerman, White, Maihock and Stork.

1. SENSE-OF-THE-BOARD RESOLUTION CONCERNING LITTER IN THE CITY OF STAMFORD. Submitted by Stanley Esposito, Chairman, Environmental Protection Committee, 1/12/90. Report made and Held in Committee 2/5 and 3/5/90.

Mr. Esposito stated that as a result of the meeting and discussion held, a Sense-of-the-Board Resolution was drafted and approved unanimously approved. (Originally, the item was on the Agenda as the Matter of Comprehensive Anti-litter Program for the City of Stamford)

Mr. Esposito Moved for approval. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the resolution. APPROVED by voice vote with no dissenting votes.

TRANSPORTATION COMMITTEE - Mary Lou Rinaldi, Chairwoman

No report.

SPECIAL COMMITTEES

HOUSE COMMITTEE - Gerald Rybnick, Chairman

No report.

COLISEUM AUTHORITY LIAISON COMMITTEE - David Blum, Chairman

No report.

RESOLUTIONS

1. SENSE-OF-THE-BOARD RESOLUTION CONGRATULATING JANE F. NORGREN BEING CHOSEN CITIZEN OF THE YEAR 1989 BY THE FRED ROBBINS POST #142 JEWISH WAR VETERANS OF THE USA. Submitted by Rep. John R. Zelinsky, D-11, and Carmen Domonkos, D-18, 3/7/90.

MR. ZELINSKY Moved for approval of the resolution. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the resolution. APPROVED by voice vote with no dissenting votes.

RESOLUTIONS: (continued)

MRS. MELLIS Moved to Suspend the Rules to consider an item not on the Agenda. Seconded.

PRESIDENT GOLDSTEIN called for a vote to Suspend the Rules. APPROVED by voice vote with no dissenting votes.

2. SENSE-OF-THE-BOARD RESOLUTION CONCERNING THE AWARENESS OF EARTH DAY, APRIL 22, 1990. Submitted by Rep. Ellen S. Mellis, 3/28/90.

MRS. MELLIS Moved for approval of the resolution. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the resolution. APPROVED by voice vote with no dissenting votes.

MINUTES

1. FEBRUARY 5, 1990 REGULAR BOARD MEETING.

HELD IN COMMITTEE

A motion was made to approve the February 5, 1990 Minutes. Seconded. (After discussion, no vote was taken)

MR. BLUM: "Madam Chairman, I take an exception to these Minutes, namely, the Personnel Committee for the simple reason you had a verbatim Minutes for the Personnel everybody that spoke Mr. Zelinsky, Mr. Boccuzzi, Mr. Jachimczyk, Mr. Larobina, Mr. White and when we came to Mr. Blum, it is down to next to nothing. I sent you a letter requesting you that I'd like to know whether really, really, the Minutes prove that I spoke very much at length at that Personnel and it's my it is not in the Minutes. If everyone else is entitled to verbatim Minutes wording, then why isn't David Blum's remarks in verbatim Minutes? I sent you a letter."

PRESIDENT GOLDSTEIN stated that Minutes are not verbatim, and if Mr. Blum wishes to record in the Minutes exactly what he has stated, then Mr. Blum can submit his remarks to Mrs. Kachaluba and they will be made a part of the Record.

President Goldstein said if anybody wishes a statement to be part of the Record, always has that right; otherwise, Mrs. Kachaluba paraphrases what is said, and at times it is more difficult to discern what a member is saying and other times it may be easier to discern what a member is saying. President Goldstein said this is done to the best of Mrs. Kachaluba's ability.

President Goldstein stated that if Mr. Blum wanted his remarks amplified, she invited Mr. Blum to hear the tape, write down what he said, and that will be made part of the Record.

MINUTES: (continued)

MR. BLUM: "Madam Chairman, if you would read the Minutes in the Personnel at that particular time we were discussing at that time, the contract for the Administrators and if you would look at those, you would see Mr. White's statement every word that he had said. He sits right next to me is right on there. It takes one complete page and a quarter of a page and when it came to David Blum who had the negative point of view on that particular, all I got was one, two, three, four, five, six, seven, eight, nine lines, and I know that I gave a larger statement than the nine lines. Should I tell you how many lines Mr. White an entire page."

PRESIDENT GOLDSTEIN stated to Mr. Blum that it was not a matter of how many lines, it is a matter of the Administrative Assistant paraphrasing what is said. President Goldstein stated if he wished a verbatim disclosure of what he said, he was welcome to submit that and that would be made part of the Record. President Goldstein stated that although Mr. Blum did not have the text this evening, she invited Mr. Blum to submit the text next month. President Goldstein stated that there will be no vote taken this evening on the approval of the February 5, 1990 Minutes; they will be Held.

MR. ZELINSKY asked if he was to believe that if any of the representatives want to have what was stated, most of which is off the "top-of-the head" not in writing, have to come in during business hours, listen to the tape and then give the information to the director, or can we just simply state what we want whatever was said to be verbatim because he really did not think the representatives have the time to come in to listen to the tape for everything they say. He did not think that was really be fair. Mr. Zelinsky asked the Chair if that was what she said? He said he wanted that clarified.

PRESIDENT GOLDSTEIN stated that we do not have verbatim Minutes. She said that there are some people who wish to make statements and wish those statements to be recorded. She said those people who wish those statements to be recorded, have a perfect right to have them recorded in the Minutes, and the statement should be given to the Administrative Assistant at the end of the meeting.

President Goldstein said that in Mr. Blum's case because he feels he was treated unfairly, and is unhappy with the way his remarks were recorded, he is invited to sit down and listen to the tape and copy what he wishes to be submitted. President Goldstein stated that the matter of verbatim Minutes has been discussed several times.

President Goldstein stated the Minutes will be Held to give Mr. Blum an opportunity to submit his remarks.

2. MARCH 5, 1990 REGULAR BOARD MEETINGS - Not ready.

COMMUNICATIONS

PRESIDENT GOLDSTEIN stated that a number of communications have been received by the Board and members of the Board from the Long Island Sound Taskforce, Sea Cadets and a number of other marine oriented organizations who are upset about being asked to leave without their lease being renewed.

President Goldstein said that in the audience this evening were members of the U. S. Naval Sea Cadet Corps; Lester Smith, Chris Muller, Justin Turpin and Cdr. Steve Gravereaux; and from the Long Island Sound Taskforce Mr. Robert Teeters, and that they would be very happy to speak to anyone, after the meeting, who wishes to question them about some of the problems they have.

Mr. Lyons, Mr. Stork and Ms. Summerville asked that the Cadets and Mr. Teeters be recognized this evening.

At the close of the meeting, President Goldstein introduced the members of the Sea Cadet Corps and Long Island Sound Taskforce.

OLD BUSINESS

MR. ZELINSKY asked President Goldstein if she had any idea when the stationary would be ready? He said the present members have left over letterheads from the last Board, but the new members don't and we are into April. He said he would be more than happy to help out if he could.

MS. SUMMERVILLE responded to Mr. Zelinsky. She asked Mr. Zelinsky who are the new members?

MR. ZELINSKY asked Ms. Summerville if that was really important?

MS. SUMMERVILLE stated that she is trying to expedite the matter.

MR. ZELINSKY said not only the new members but the previous members may sit on different committees and chair different committees may also want new stationary.

MS. SUMMERVILLE agreed with Mr. Zelinsky and said she would try to expedite the matter.

PRESIDENT GOLDSTEIN stated the problem did not exist here; the office that does the work is very busy and the matter is trying to be worked out so that we do not have to engage outside services at a cost that is higher than the money in our budget.

NEW BUSINESS

MR. BLUM requested that a get well card be sent to Rep. Robert DeLuca.

PRESIDENT GOLDSTEIN said that that will be done.

MR. ZELINSKY asked if some type of policy pertaining to the reserving of Caucus Rooms, the Legislative Chamber, and Conference Rooms could be made? Mr. Zelinsky said that last month he had a problem because, with no one's fault, the Legislative Chamber was reserved two months prior for a meeting for the Fire Chiefs Association and some of the Committees had to meet in the smaller Conference Rooms. Mr. Zelinsky said people were present and it was difficult.

NEW BUSINESS: (continued)

MR. ZELINSKY asked if a policy can be made that the two weeks between Steering and the Board meeting, no outside agencies be given use of the rooms?

MR. RYBNICK said that no one should use the Caucus Rooms meeting nights.

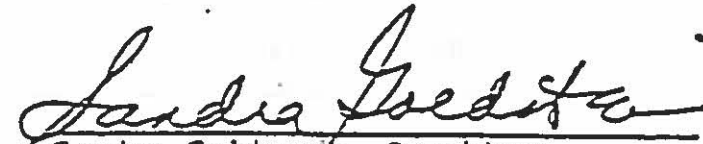
PRESIDENT GOLDSTEIN agreed with Mr. Rybnick and informed the Administrative Assistant that rooms were not to be used by anyone else two weeks prior to the Board meeting due to Committee meetings.

ADJOURNMENT - There being no further business to come before the Board, the meeting was adjourned at 9:50 p.m. after the motion to adjourn was made, seconded and approved.



Anne A. Kachaluba, Administrative
Assistant and Recording Secretary
21st Board of Representatives

APPROVED:


Sandra Goldstein, President
21st Board of Representatives

SG:ak
Enclosures

TAMVOTE - ATTENDANCE

12:20:49

01-15-20

NO NAME
 1 PRS EVANKO, JUDITH
 2 PRS NAKIAN, MARIA
 3 PRS PIA, THOMAS
 4 N/P OWENS, BOBBY
 5 PRS MC GRATH, PATRICIA
 6 PRS LYONS, RICHARD
 7 PRS ZIMMERMAN, JOHN
 8 PRS RYBNICK, GERALD
 9 N/P MOLLO, FRANK
 0 PRS LOVALLO, JOSEPH
 1 PRS MAIHOCK, AUDREY
 2 PRS MARTIN, DAVID
 3 N/P DE LUCA, ROBERT
 4 PRS ESPOSITO, STANLEY
 5 PRS STORK, PHILIP
 6 N/P FEDELE, MICHAEL
 7 PRS RUBINO, JAMES
 8 PRS MELLIS, ELLEN
 9 PRS WHITE, W. DENNIS
 0 PRS SUMMERVILLE, ANNIE

NO NAME
 21 PRS DE PINA, GLORIA
 22 PRS DOMONKOS, CARMEN
 23 PRS CLEMMONS, GARY
 24 N/P NANOS, PETER
 25 PRS PERILLO, MILDRED
 26 PRS PAVIA, NICHOLAS
 27 PRS MITCHELL, ELAINE
 28 N/P CARDILLO, DOMINICK
 29 PRS MORRIS, SCOTT
 30 PRS HOGAN, JOHN J.
 31 PRS ZELINSKI, JOHN
 32 PRS SCHOENFELD, NAOMI
 33 PRS LAROBINA, MICHAEL
 34 PRS POWERS, RUTH
 35 PRS BLUM, DAVID
 36 PRS JACHIMCZYK, DAVID
 37 PRS RINALDI, MARY LOU
 38 PRS RUSSO, THOMAS
 39 PRS BOCCUZZI, JOHN
 40 PRS GOLDSTEIN, SANDRA

NOT PRESENT 6

PRESENT 34

TAMVOTE - VOTE PROCESSING

01-15-2000

12:21:43

TEST VOTE YES

NO NAME
 1 YES EVANKO, JUDITH
 2 YES NAKIAN, MARIA
 3 YES PIA, THOMAS
 4 N/P OWENS, BOBBY
 5 YES MC GRATH, PATRICIA
 6 YES LYONS, RICHARD
 7 YES ZIMMERMAN, JOHN
 8 YES RYBNICK, GERALD
 9 N/P MOLLO, FRANK
 0 YES LOVALLO, JOSEPH
 1 YES MAIHOCK, AUDREY
 2 YES MARTIN, DAVID
 3 N/P DE LUCA, ROBERT
 4 YES ESPOSITO, STANLEY
 5 YES STORK, PHILIP
 6 N/P FEDELE, MICHAEL
 7 YES RUBINO, JAMES
 8 YES MELLIS, ELLEN
 9 YES WHITE, W. DENNIS
 0 YES SUMMERVILLE, ANNIE
 N/P 6 N/V 0

NO NAME
 21 YES DE PINA, GLORIA
 22 YES DOMONKOS, CARMEN
 23 YES CLEMMONS, GARY
 24 N/P NANOS, PETER
 25 YES PERILLO, MILDRED
 26 YES PAVIA, NICHOLAS
 27 YES MITCHELL, ELAINE
 28 N/P CARDILLO, DOMINICK
 29 YES MORRIS, SCOTT
 30 YES HOGAN, JOHN J.
 31 YES ZELINSKI, JOHN
 32 YES SCHOENFELD, NAOMI
 33 YES LAROBINA, MICHAEL
 34 YES POWERS, RUTH
 35 YES BLUM, DAVID
 36 YES JACHIMCZYK, DAVID
 37 YES RINALDI, MARY LOU
 38 YES RUSSO, THOMAS
 39 YES BOCCUZZI, JOHN
 40 YES GOLDSTEIN, SANDRA
 YES 34 NO 0 ABS 0