MINUTES OF REGULAR BOARD MEETING

MONDAY, MAY 7, 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, May 7, 1990, in the Legislative Chambers of the Board in the Government Center, 888 Washington Boulevard, Stamford, Connecticut.

The meeting was called to order at 9:15 p.m. by President Goldstein, after both political parties had met in Caucus and a group photograph was taken.

INVOCATION: Rep. Scott Morris, D-17.

"Tonight, the 21st Board of Representatives meets for its sixth regular session to conduct the important business of the City of Stamford. Let us all ask the Lord for His guidance that we may make decisions this evening that are correct and proper and that bring the best results for our city, our constituents, our neighbors, our families and our friends. Will you all please join me in the Lord's Prayer.

"Our Father, who are in heaven, hallowed be Thy name. Thy kingdom come. Thy will be done on earth as it is in heaven. Give us this day our daily bread. And forgive us our trespasses, as we forgive those who tresspass against us. And lead us not into temptation, but deliver us from evil for Thine is the kingdom, power and glory forever and ever. 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. All 40 members were present.

The Chair declared a quorum.

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

<u>PAGES:</u> Michael Bogacz, Ninth grade student Wright Tech Vocational School

Coretta Essilfie, Ninth grade student Stamford High School

MOMENTS OF SILENCE:

REP. PHILIP R. STORK, R-15 for the late Sylvia K. Zimbler.

"Sylvia K. Zimbler dies of lung cancer on April 11, 1990. She was 53 and lived at 50 Amherst Place in the 16th District. She was a Stamford resident for 27 years and served on the Republican Town Committee for 8 years and was its Recording Secretary for 6 years. She is survived by her husband, Kurt A. Zimbler of Stamford; two daughters, Ronda Zimbler-Newton of Falls Church, VA., and Debra Zimbler of Stamford; and one brother, Frank Kleiner of Santa Cruz, CA. I considered Sylvia a good friend as well as a political ally. She will be sorely missed.

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MOMENTS OF SILENCE: (continued)

REP. PHILIP R. STORK, R-15 for the late Dorothy H. Smith.

"Dorothy H. Smith died on April 14, 1990 at the age of 64. Mrs. Smith was a lifelong resident of Stamford and lived at 76 Bellmere Avenue. She is survived by her husband, Donald F. Smith, a retired Stamford firefighter; three sons, Gerald F., Donald K., and Thomas B. Smith, all of Stamford; one brother, Richard J. Hartwell; one sister, Alice M. Hartnett of Stamford; and three grandchildren. I had the honor of knowing Mrs. Smith for the better part of the last 14 years and she was always warm and cordial whenever I went door to door campaigning. I will miss her and my deepest sympathy goes out to her family."

REP. AUDREY MAIHOCK, R-19 "A moment of silence for the late Sylvia K. Zimbler."

REP. DAVID I. BLUM, D-12 for the late John M. Kunsaw

"John Kunsaw was a resident of Stamford for 60 years and also, a retired supervisor in the Department of Public Works where he worked for 28 years. He also served as a Member of the Board of Representatives in 1979, and was on the Democratic City Committee from 1982-1984 representing District 3. He was active in the American Legion Post and was involved with Babe Ruth Sports. He died on Thursday, May 3, 1990."

REP. DAVID I. BLUM, D-12 for "Six million jews lost in the Holocaust of Nazi, Germany 1939 to 1945. A moment of silence lest we forget when tyranny overcomes freedom of right and religion."

REP. SCOTT MORRIS, D-17 "A moment of silence in memory of David L. Stewart, Jr. of 113 Bouton Street West, who passed away on Tuesday, May 1, 1990."

REPS, MICHAEL LAROBINA AND SANDRA GOLDSTEIN, D-16. "A moment of silence in memory of Henry Meyer of 56 Kensington Road who passed away on Tuesday, April 3, 1990."

ANNOUNCEMENTS:

PRESIDENT GOLDSTEIN introduced and welcomed Margaret Cocolis, Secretary, who joined the Staff in the Board's office.

President Goldstein stated a sign-up sheet will be circulated for members who wish to join the Stamford Land Trust in a walk of Land Trust properties to take place on June 2, at 9:30 a.m. The walk will give members an opportunity to see and view the land placed in the Land Trust.

President Goldstein stated that she has appointed a Special Committee designated as the Labor Relations Committee. She said the Committee's mission will be to set-up guidelines for contract settlements for the city and to view the matters that come before the Board vis-a-vis contract settlements, to analyze and to look at the philosophical intent.

President Goldstein said the Committee will be Chaired by John Hogan; other members of the Committee will be John Boccuzzi, Richard Lyons, Ruth Powers, Robert DeLuca, and James Rubino. President Goldstein said the Committee will convene after the Budget meeting.

MINUTES OF REGULAR BOARD MEETING MONDAY, MAY 7, 1990

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.

Present at the meeting: Steering met Wed - 4-18-90.

Sandra Goldstein, Chairwoman Audrey Maihock Garry Clemmons W. Dennis White Robert DeLuca Annie Summerville Ruth Powers David Martin (John Zelinsky, excused)

Scott Morris Richard Lyons Thomas Pia John Boccuzzi Mildred Perillo Mary Lou Rinaldi Philip Stork Maria Nakian John Roman, WSTO Stanley Esposito Anne Kachaluba Peter Nanos

David Jachimczyk John Zimmerman James Rubino John Roman, WSTC

APPOINTMENTS COMMITTEE - Ordered on the Agenda were all 6 names appearing on the Tentative Steering Agenda.

FISCAL COMMITTEE - Ordered on the Agenda were the 13 items appearing on the Tentative Steering Agenda; also, ordered on the Agenda was one item appearing on the Addenda and one item from the Pending Agenda and that was the Matter of Economic Development in Stamford.

LEGISLATIVE & RULES COMMITTEE - Ordered on the Agenda were two of the four items appearing on the Tentative Steering Agenda. Ordered on the Agenda was the one item appearing on the Addenda and one item from the Pending Agenda and that was the Proposed ordinance concerning tax abatement for Stamford Land Conservation for property on Ingleside Drive. Ordered on the Pending Agenda were two items that appeared on the Tentative Steering Agenda and they were (L&R21.21) proposed ordinance concerning tax abatement and refund for Neighborhood Housing Services for property at 19 Vista Street and (L&R21.22) proposed ordinance concerning tax abatement for Neighborhood Housing Services for property at 59 Spruce Street.

PERSONNEL COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda. Also ordered on the Agenda was one item moved from the Planning and Zoning Committee. The item was a Sense-of-the-Board Resolution urging the Mayor not to terminate the position of Community Planner until August 10, 1990. Ordered off the Addenda was the item regarding relations between employees of the Health Department and the Director of the Health Department.

PLANNING & ZONING COMMITTEE - Ordered on the Agenda were the three items appearing on the Tentative Steering Agenda. Ordered moved to the Personnel Committee was a Sense-of-the-Board Resolution urging the Mayor not to terminate the position of Community Planner until August 10, 1990.

PUBLIC WORKS & SEWER COMMITTEE - No items appeared on the Tentative Steering Agenda. Ordered on the Agenda was the one item appearing on the Addenda and that was for the approval of sewer extension application submitted by One Thousand Four Associates requesting to extend the sanitary system to service property known as Card W-419Z, Lot B, Hope Street.

STEERING COMMITTEE REPORT: (continued)

<u>HEALTH & PROTECTION COMMITTEE</u> - No items appeared on the Tentative Steering Agenda. Ordered on the Agenda was one item appearing on the Pending Agenda and that was the Matter of prohibiting of shooting of guns at Cove Island and within 250 yards of shore.

<u>PARKS & RECREATION COMMITTEE</u> - Ordered on the Agenda were all four items appearing on the Tentative Steering Agenda and the two items appearing on the Addenda.

<u>EDUCATION</u>, <u>WELFARE & GOVERNMENT COMMITTEE</u> - Ordered on the Agenda were the two items appearing on the Tentative Steering Agenda and one item that appeared on the Addenda.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - Ordered on the Pending Agenda were the two items appearing on the Tentative Steering Agenda. Those items were the Matter of State condominium acquisition plan in Stamford and the proposed ordinance concerning window guards on high rise dwellings.

<u>URBAN RENEWAL COMMITTEE</u> - No items appeared on the Tentative Steering Agenda.

 $\underline{ENVIRONMENTAL\ PROTECTION\ COMMITTEE}$ - Ordered on the Agenda were the two items appearing 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.

<u>COLISEUM AUTHORITY LIAISON COMMITTEE</u> - No items appeared on the Tentative Steering Agenda.

<u>RESOLUTIONS</u> - Voted onto the Agenda was a Sense-of-the-Board Resolution Honoring Girl Scout Traci Gaskins.

<u>ADJOURNMENT</u> - There being no further business to come before the Steering Committee, upon a motion made, seconded and approved, the meeting was adjourned at 8:25 p.m.

Sandra Goldstein, Chairwoman Steering Committee

APPOINTMENTS COMMITTEE: - Mildred Perillo, Chairwoman

MRS. PERILLO said the Appointments Committee on Tuesday, May 1, 1990, at 7:00 p.m. Committee members present were Mildred Perillo, Robert DeLuca, Annie Summerville, Naomi Schoenfeld, Michael Fedele and Thomas Pia. Present for part of the meeting were Reps. White, Maihock and Stork.

Mrs. Perillo placed items 1, 2, 3, 5 and 6 on the Consent Agenda.

5. MINUTES OF REGULAR BOARD MEETING MONDAY, MAY 7, 1990 5.

APPOINTMENTS COMMITTEE: (continued)

PARKS AND RECREATION COMMISSION

TERM EXPIRES

12/1/92

1. MS. BILLIE D. SHOCK (R) Replacing M. Arcano

15 Leroy Place who resigned.

(Held in Steering 2/14 & 3/14/90)

APPROVED ON CONSENT AGENDA

PATRIOTIC & SPECIAL EVENTS COMMISSION

2. MR. MARK A. MARSEGLIA (R) Reappointment
46 Little Hill Drive

12/1/92

APPROVED ON CONSENT AGENDA

URBAN REDEVELOPMENT COMMISSION

3. MS. ELIZABETH E. SAUNDERS (R) Replacing M. Carvalho 8/7/93
42 Indian Hill Road whose term expired.

APPROVED ON CONSENT AGENDA

SMITH HOUSE BOARD OF DIRECTORS

4. <u>JOEL M. EVANS, M.D.</u> (R) Replacing Dr. M. Peyser 12/31/91 1450 Washington Blvd. #1209S who resigned.

HELD IN COMMITTEE

ENVIRONMENTAL PROTECTION BOARD

5. MR. DAVID JOHN MENEGON (R) Replacing R. Rohr whose 12/1/90 term expired.

APPROVED ON CONSENT AGENDA WITH ONE NO VOTE, MR. ZIMMERMAN.

FAIR RENT COMMISSION

6. MS. KAREN J. STORK (R) Replacing R. Vaught whose 12/1/91 21 Hirsch Road term expired.

APPROVED ON CONSENT AGENDA

MRS, PERILLO Moved to approve the Consent Agenda. Seconded.

<u>PRESIDENT GOLDSTEIN</u> called for a vote to approve the Consent Agenda. APPROVED by voice vote with Mr. Zimmerman voting no on item #5.

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FISCAL COMMITTEE - Richard Lyons, Chairman

MR. LYONS said the Fiscal Committee met on Monday, April 30, 1990. Present were Reps. Pavia, Esposito, Clemmons, Hogan, Zimmerman, Rinaldi, Martin, Rybnick, Powers, Mollo and Lyons.

Mr. Lyons placed items 3, 4, 6, 7, 8, 9, 11, and 14 on the Consent Agenda. All 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 by Board of Repsentatives 3/5/90; \$26,100 Held in Committee 3/5 and 4/2/90.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

MR. LYONS said the Committee voted unanimously to approve the item. The Committee felt the money should be released at this time as the Consultant's report has been received, and the funding should carry EMS over to the end of June. Mr. Lyons Moved for approval. Seconded by concurrence of the Health and Protection Committee.

MR. BLUM asked why the \$26,100 was Held?

MR. LYONS stated the amount was Held awaiting the Consultant's Report, and the report is now completed.

MR. BLUM said although the report has been received and the Mayor stated that privatization is the way to service the City, that next month, the Mayor is going to request the Board for \$68,123. Mr. Blum wanted to know the reason for that? Mr. Blum also stated that EMS was suppose to receive monies from private corporations and donations which they have not. Mr. Blum asked why we should consider to continue to pay \$26,100 and next month \$68,123 when we are not getting the services that are suppose to be there?

MR. LYONS said this is being funded to provide emergency services to the citizens of Stamford for the balance of this fiscal year.

<u>PRESIDENT GOLDSTEIN</u> proceeded to a vote. APPROVED by voice vote with five no votes, Mrs. Perillo, Mr. Pia, Mr. DeLuca, Mrs. McGrath and Mr. Blum. Mr. Morris abstained on the vote.

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FISCAL COMMITTEE: (continued)

2. \$ 30,000.00 - LABOR CONTRACT APPROPRIATION LAWYERS #2 - additional appropriation for fiscal year 1989/90 portion of Lawyers' arbitration award. This is second submission.

230.1110 salaries \$26,215
293.1410 pension 3.785
\$30,000

Request by Mayor Thom Serrani 3/30/90. Board of Finance approved 4/11/90.

Above also referred to PERSONNEL COMMITTEE.

MR. LYONS stated the above was a binding arbitration award. He said the original request was for \$61,499; the Board of Finance reduced the request to \$30,000. Mr. Lyons said he believed the Board of Finance was awaiting a report covering the Corporation Counsel's office. Mr. Lyons Moved for approval. Seconded by the Personnel Committee's concurrence.

MR. DeLUCA stated that in the literature he received the increase was equal to 29.1/3%. Mr. DeLuca asked if that was so?

MR. LYONS stated that the increase was somewhere between 19 and 37%. He did not know the exact average but said that Mr. DeLuca was close.

MR. DeLUCA said that he would vote against this exorbit increase; he said he did not think the lawyers were any better than other city employees who got 5 or 6%.

PRESIDENT GOLDSTEIN called for a vote to approve \$30,000 for a labor contract appropriation for lawyers. APPROVED by voice vote with five no votes; Mr. White, Mr. DeLuca, Mrs. Perillo, Mr. Fedele and Mr. Blum. Mr. Rubino, Mr. Pia and Ms. Summerville abstained.

3. \$155,235,84 - SOCIAL SERVICES - CODE 520-5130 PROFESSIONAL MEDICAL CARE - additional appropriation to cover projected shortfall in this account which is used for visits to doctors, optometrist, dentist and other health care professionals. This account is 90% reinmburseable by the State. Request by Mayor Thom Serrani 3/30/90. Board of Finance approved 4/11/90.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA

4. \$755,154.00 - SOCIAL SERVICES - CODE 520-3601 CASH RELIEF - additional appropriation to cover expected shortfall in this account. Most expenditures in this account attributed to rent payments. Account is 90% reimbursable by the State. Request by Mayor Thom Serrani 3/30/90. Board of Finance approved 4/11/90.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA

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FISCAL COMMITTEE: (continued)

5. <u>\$ 14.772.00</u> - SOCIAL SERVICES - CODE 520-3641 MOVING AND STORAGE - additional appropriation to cover depleted account. Account is used for packing, moving, etc. for relocation cases. Request by Mayor Thom Serrani 3/30/90. Board of Finance approved 4/11/90.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

MR. LYONS said the Committee voted 6 in favor and 2 opposed to approve the item. Mr. Lyons stated the two representatives voting no on the item wanted it known that this department had no relocation officer; the relocation officer was laid-off and the representatives are extremely upset regarding the matter; by voting no on the item was their way of registering their feelings. Mr. Lyons Moved for approval of the item. Seconded by concurrence of the Education, Welfare and Government Committee.

<u>PRESIDENT GOLDSTEIN</u> proceeded to a vote. APPROVED by voice vote with six no votes; Mr. Mollo, Ms. Mitchell, Mr. Blum, Mr. Pavia, Mr. Clemmons and Ms. Summerville.

6. \$ 88,753,84 - SOCIAL SERVICES - CODE 520-3611 OTHER INSTITUTIONS - additional appropriation to cover project shortfall in this account. This account is used to pay for recipient's medical fees at hospital out-patient facilities. Account is 90% reimburseable by the State. Request by Mayor Thom Serrani 3/30/90. Board of Finance approved 4/11/90.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA

7. PROPOSED RESOLUTION TO OBTAIN STATE GRANT FOR POTABLE WATER SUPPLY FACILITIES. This is for development of database of nutrient loadings from municipal sewage treatment plant discharges entering Long Island Sound. Database will be used to evaluate management options for future regulations pertaining to nutrient removal from municipal wastewaters. Submitted by Mayor Thom Serrani 3/28/90.

APPROVED ON CONSENT AGENDA

8. \$ 50,000.00 - DEPARTMENT OF PUBLIC WORKS - BIOLOGICAL NUTRIENT RECOVERY

(BNR GRANT) VARIOUS CODES - additional appropriation
representing a grant from the State of Connecticut to be
allocated as follows:

Code 327-1201 Overtime \$15,000.00 Code 327-2331 Processing Chemicals 7,000.00 Code 327-2650 New equipment 28,000.00

Request by Mayor Thom Serrani 3/30/90. Board of Finance approved 4/11/90.

\$50,000.00

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

APPROVED ON CONSENT AGENDA

FISCAL COMMITTEE: (continued)

9. \$ 6,000.00 - PARKS AND RECREATION DEPARTMENT - CODE 630.2110 MAINTENANCE OF GROUNDS - additional appropriation provided by a developer (court order) to provide for trees and shrubs in Mill River Greenbelt area. Request by Mayor Thom Serrani 3/30/90. Board of Finance approved 4/11/90.

Above also referred to PARKS AND RECREATION COMMITTEE.

APPROVED ON CONSENT AGENDA WITH ONE NO VOTE, MR. DeLUCA.

10. \$40,000.00 - COMMISSION ON AGING - CODE 122 - INCAPABLE CONSERVATORSHIP additional appropriation representing a grant from the Fairfield County Foundation to provide an alternative approach to incapable Conservatorships. To be allocated as follows:

 Code 122.2923 Copying and printing
 \$ 375

 Code 122.2930 Office supplies
 240

 Code 122.2940 Conference & training
 4,419

 Code 122.5150 Professional consultants
 34,966

 \$40,000

Request by Mayor Thom Serrani 3/30/90. Board of Finance approved 4/11/90.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

MR. LYONS said the above item represented a grant made available by Fairfield County Foundation. He said the Committee voted 8 in favor and none opposed to approve the item. He Moved for approval. Seconded by the Education, Welfare and Government Committee.

MRS. PERILLO said that in all the backup material received, and also in the Committee's backup material, there was no information on the professional consultants. She moved to delete the \$34,966 until backup material is received on what the consultants are for. The motion was Seconded.

MR. LYONS said he apologized to Mrs. Perillo for not having the information for her. Mr. Lyons read part of the grant stipulations. "It is my pleasure to inform you that a grant has been authorized through the Fairfield County Foundation in the amount of \$40,000 to the Commission on Aging, City of Stamford.

"This grant is to be used to renew support of a project that offers an alternative approach to incapable Conservatorships. It is understood that a portion of this amount will be used to sponsor two staff people from this project at the April 1990 American Society on Aging conference.

"The grant will be paid immediately upon our receipt of a signed copy of this letter. A further condition of this grant is that you submit to us a final report on the use of grant funds by February 15, 1991.

FISCAL COMMITTEE: (continued)

MR. LYONS (continuing) "It is also understood that these funds will be used substantially in accordance with the budget included with your proposal. It is further understood that no substantial changes in the budget or the grant period may be made without prior written approval from the Fairfield County Foundation. Any funds not used for the purposed describe in this letter will revert to the Foundation.

"This grant is subject to financial audit upon our notification during or immediately following the grant period. A separate bank account for the grant is not required, but it is necessary that a separate accounting of this grant be maintained."

MR. LYONS stated that the consultants' figures were provided beforehand, and the Foundation found it order. Mr. Lyons stated it would be a mistake to delay funding of the grant.

PRESIDENT GOLDSTEIN proceeded to a vote to delete \$34,966 from item #10 on the Agenda. The motion was DEFEATED by a voice vote.

PRESIDENT GOLDSTEIN proceeded to a vote on the main motion which was to approve \$40,000 for Commission on Aging, incapable conservatorship.

APPROVED by voice vote with three no votes, Mr. DeLuca, Mrs. Perillo and Mr. Pavia.

11. PROPOSED RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE CONNECTICUT DEPARTMENT OF CHILDREN AND YOUTH SERVICES. Submitted by Mayor Thom Serrani 3/28/90.

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

12. PROPOSED RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION AND TO EXECUTE AN AGREEMENT WITH THE STATE FOR THE PURPOSE OF SECURING FUNDING FOR OPEN SPACE LAND ACQUISITION IN FURTHERANCE OF MILL RIVER GREENBELT AGENCY. Submitted by Mayor Thom Serrani 3/28/90.

MR. LYONS said the funding for this was approved at the last Board meeting. It was for a \$590,000 grant from the State. He said this would cover two pieces of property. Mr. Lyons said the Committee voted 6 in favor and 1 opposed to approve item 12. Mr. Lyons Moved for approval. Seconded.

MR. BLUM said that much has been said recently regarding the closing of the Soup Kitchen located in this area. Mr. Blum asked how sure are we that we will get funding for the Greenbelt from the State with the position it is in presently?

MRS. MAIHOCK asked what is the amount that the City will be contributing for the open space land acquisition?

 \underline{MR} . LYONS stated that the total purchase price is \$174,500 and the State will reimburse 40% of the amount.

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FISCAL COMMITTEE: (continued)

<u>PRESIDENT GOLDSTEIN</u> proceeded to a vote on the proposed resolution to submit an application to secure funding for open space land acquisition in the Greenbelt area. APPROVED by voice vote with eight no votes: Mr. Stork, Mrs. Maihock, Mr. Pavia, Mr. DeLuca, Mr. Fedele, Mr. Russo, Mrs. Perillo and Mr. Blum. Mr. Owens abstained on this item.

13. APPROVAL TO DESIGNATE THE FISCAL COMMITTEE TO ACT ON BEHALF OF THE BOARD OF REPRESENTATIVES TO HOLD A PUBLIC HEARING AND ACCEPT APPLICATIONS FOR THE NEIGHBORHOOD ASSISTANCE ACT. Request by Ellen Isidro, Human Services Coordinator 3/27/90.

MR. LYONS stated a public hearing is held for agencies to appear before the Committee to present their programs, and after approvals are made and those agencies qualify, they apply and receive funding from private industries and then the private industries can take a tax credit for the amount given to the agency.

MR. BLUM stated that at one time, the Neighborhood Assistance Act was a function of the Community Development Committee.

PRESIDENT GOLDSTEIN called for a vote on item #13. APPROVED by voice vote with no dissenting votes.

14. \$ 46.714.64 - REGISTRARS OF VOTERS - CODE 101-3140 PRIMARY EXPENSES - LOCAL - additional appropriation to cover cost of Republican delegate primary - deficit spending authorized by the Commissioner of Finance and the Chairman of the Board of Finance on 4/5/90. Request by Mayor Thom Serrani 4/7/90. Board of Finance approved 4/11/90.

Above also referred to EDUCATION, WELFARE & GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA WITH ONE NO VOTE, MR. DeLUCA

15. SENSE-OF-THE-BOARD RESOLUTION CONCERNING ECONOMIC DEVELOPMENT IN STAMFORD. Submitted by Rep. James Rubino, R-7, 11/29/89. Report made and Held in Committee 12/11/89. Held on Pending Agenda 12/13/89.

MRS. POWERS reported on this item; she is Chairperson of the Sub-committee studying the item.

Mrs. Powers said the Economic Development Sub-committee of the Fiscal Committee met several times and presented a resolution to the Fiscal Committee on April 30 as part of the Fiscal meeting. Mrs. Powers stated a copy of the resolution was received by all members.

Mrs. Powers said the resolution was approved on the Consent Agenda by the Fiscal Committee. Mrs. Powers Moved for approval. Seconded.

FISCAL COMMITTEE: (continued)

MR. RUBINO said he was pleased to see that the Fiscal Committee, by way of the resolution, saw to call on the Mayor to address the economic problems and the task of marketing the city. Mr. Rubino stated that we need an Economic Development Director or an Economic Commission to give guidance to the Mayor and various Boards in an effort to steer the city through the difficult economic times. Mr. Rubino urged his colleagues to support the resolution.

MR. DeLUCA asked if this would be covered by the Stamford Partnership?

MRS. POWERS said that Stamford Partnership did attend the meeting. She stated that if the Mayor wishes, he may designate the Stamford Partnership to be his Economic Development Director or Commission. She said that would be up to the Mayor.

PRESIDENT GOLDSTEIN stated that by Charter, that is not the role of Stamford Partnership.

MR. DeLUCA stated that the Partnership acts in a similar capacity to a certain extent; to create jobs and bring in industry. Mr. DeLuca said that was the impression he received after talking to David Anderson.

MRS. POWERS stated on behalf of the Committee, Stamford Partnership was in before the Committee and the Committee decided that Stamford Partnership was one of many components that would be encompassed.

MR. DeLUCA asked if this would be a paid position or a voluntary one?

MRS. POWERS stated that it could be either. She said that some recommendations were made to the Mayor as to funding sources. Mrs. Powers stated that funding may be available, and he may seek it. No suggestions were made for the city to spend money.

MR. DeLUCA asked that Mrs. Powers share some of the recommendations for funding.

MRS. POWERS said that the resolution states "Apply for any available funding such as, but not limited to the Coliseum Authority, the State Economic Development Fund, Foundations, etc." Mrs. Powers stated that we should look for grants that may be available.

Mrs. Powers asked that the Board approve the resolution. She said this item would be kept in Committee and would be put on the Pending Agenda.

MR. DeLUCA said he was afraid this would create another bureaucracy with a director and then a secretary. He said if this would be voluntary, his vote would be "yes," but if either/or, he would vote "no."

MRS. MAIHOCK said her feelings were the same as Mr. DeLuca's. She said the funding arrangement was ambiguous and funding plans should be firm if the resolution is to be approved.

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FISCAL COMMITTEE; (continued)

MR. RUBINO answering Mr. DeLuca and Mrs. Maihock, said the reason why the Committee drafted the resolution to the Mayor, was that they wanted to give the Mayor the choice as to whether or not to have a paid position. Mr. Rubino stated that if the Mayor choices not to have a paid position, State Statute allows us to create an Economic Development Commission which can be totally voluntary and not paid. Mr. Rubino said that we always have the right not to fund the position.

MR. WHITE stated that one of the problems with Economic Commissions and Economic Directors is that they have a very distinct tendency after a period of time, to become mouthpieces for massive developments. He said they become the creatures of certain developmental interests. Mr. White said they don't have to become that way but that has been the usual syndrome.

PRESIDENT GOLDSTEIN proceeded to a vote. APPROVED by a vote of 28 yes, 6 no votes and 5 abstentions.

MR. LYONS Moved for approval of the Consent Agenda. Seconded.

<u>PRESIDENT GOLDSTEIN</u> called for a vote to approve the Consent Agenda. APPROVED by voice vote with Mrs. Maihock voting no on item 11 and Mr. DeLuca voting no on items 9 and 14.

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

MRS. NAKIAN said the Legislative and Rules Committee met on Monday, April 30, 1990, at 7:00 p.m. Attending the meeting were Committee members Nakian, Martin, Domonkos, Esposito, Larobina, Maihock, Mellis, Mitchell, Rubino and Zelinsky. Also attending were Board members Nanos, Morris, Lyons, Goldstein, Zimmerman, Pavia, Powers; Richard Robinson, Asst. Corporation Counsel; for item 1, Howard Quinn, Director, New Neighborhoods, Inc. and Mr. Civale, President of the Babe Ruth League; for item 2, Gregory Dunn, Executive Director for Neighborhood Preservation Programs; for item 3, Donald Donahue, Commissioner of Public Works, John Strat, Supervisor of Buildings and Grounds, Capt. George MacIntrye of the U. S. Naval Sea Cadets, Kathryn Clarke of the Long Island Sound Task Force, Anne Peskin of the Stamford Power Squadron, Earnest Campbell of the Navy League, and other members and supporters of the naval groups using the Marine Center. Also, there was a list signed by people attending the meeting.

A complete Committee report was sent to all Board members and is attached to these Minutes.

 (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 approved 3/28/90. Held in Committee 4/2/90.

MRS. NAKIAN said the city is proposing to lease to New Neighborhoods, the Belltown School property for 55 years so 27 units of rental elderly low income housing can be put into the building. Mrs. Nakian said the Committee voted 7 in favor with 1 opposed and no abstentions to approve the resolution. She Moved for approval. Seconded.

LEGISLATIVE & RULES COMMITTEE: (continued)

<u>PRESIDENT GOLDSTEIN</u> proceeded to a vote to approve the resolution concerning a lease between the city and New Neighborhoods for housing for the elderly at Belltown School. APPROVED by voice vote with two no votes; Mrs. Maihock and Mr. White.

 (L&R21.25) REQUEST FOR WAIVER AND REFUND OF BUILDING PERMIT FEE PAID IN THE AMOUNT OF \$3,950 BY NEIGHBORHOOD PRESERVATION PROGRAM OF STAMFORD, CT., INC. ON PERMIT #69331, 3/21/90. Permit issued to erect Spruce Street Townhouses. Requested by Gregory S. Dunn, Executive Director, Neighborhood Preservation Program of Stamford, CT., Inc., 295 West Main Street, Stamford, CT 06902, 3/27/90.

MRS. NAKIAN said a permit was taken out by Neighborhood Preservation Program in order to build 15 units of owner-occupied low moderate income housing; a townhouse development. Mrs. Nakian said the Committee voted 7 in favor, l opposed and Moved for approval. Seconded.

<u>PRESIDENT GOLDSTEIN</u> called for a vote for a waiver and refund of a building permit fee paid by Neighborhood Preservation Program of Stamford. APPROVED by voice vote with one no vote, Mrs. Maihock and one abstention, Mr. Mollo.

3. (L&R21.26) MATTER OF LEASES BETWEEN THE CITY OF STAMFORD AND VARIOUS GROUPS CURRENTLY USING THE MARINE CENTER ON MAGEE AVENUE. Submitted by Reps. Peter Nanos, Sandra Goldstein, Scott Morris, Mildred Perillo, Richard Lyons, Ruth Powers, Carmen Domonkos, Stanley Esposito, Thomas Pia, Audrey Maihock and John Zimmerman, 4/16/90.

HELD IN COMMITTEE

MRS. NAKIAN said that Commissioner Don Donahue and John Strat, Superintendent of Buildings and Grounds were before the Committee. They explained their reasons for the use the Marine Center for storage space. Mrs. Nakian stated that there were representatives present from the four groups currently using the Center to explain the history of their use of the building, and what kind of activities are run out of the building, and what they felt would happen to their organizations if they were forced to vacate.

Mrs. Nakian stated that the Committee asked many questions of all parties and the Committee felt 9,000 feet of space in the building would not solve the long term entire need for storage on the part of the city. Mrs. Nakian stated that the short term approach did not warrant the dislocation of so many groups that do so many things for the Stamford community.

Mrs. Nakian stated that President Goldstein suggested that as a means to resolve the problem, that a group be formed with one representative from each of the naval groups, Mr. Donahue and Mr. Strat of the City Administration and someone from the Legislative & Rules Committee to mediate and explore the space needs and time frame to see if a compromise can be worked out.

Mrs. Nakian said the group did meet and is continuing to meet and she hoped by the time of the next meeting, a solution will be worked out.

LEGISLATIVE & RULES COMMITTEE: (continued)

 (L&R21.27) MATTER OF LEASE ON THE MUNICIPAL OFFICE BUILDING PARKING LOT. Submitted by Rep. David Martin, D-19, 4/18/90.

HELD IN COMMITTEE

MRS. NAKIAN stated that Asst. Corporation Counsel Richard Robinson did not have any information as to whether or not a formal lease was drawn.

5. (L&R21.23) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING TAX ABATEMENT FOR STAMFORD LAND CONSERVATION TRUST FOR PROPERTY ON INGLESIDE DRIVE THRU TO HIGH RIDGE ROAD. CARD NO. 0038010. Requested by Joel M. Berns, Vice President, Stamford Land Conservation Trust, 22 First Street, Stamford, CT 06905, 2/26/90. Held on Pending Agenda 3/14/90.

MRS. NAKIAN said the property is 5.219 acres of wetland fronting on High Ridge Road bounded by Ingleside Drive to Shady Knoll. She said the property was abutting a seven acre piece of property already owned by Stamford Land Conservation Trust; thus making 12 acres of wetlands set aside for open space to be held forever, and open to educational purposes.

Mrs. Nakian stated the Committee voted 7 in favor, 1 opposed with 1 abstention for approval of publication. Moved. Seconded.

MR. BLUM asked who owned the property at the present time?

MRS, NAKIAN stated that it is owned by the Stamford Land Conservation Trust.

MR. BLUM asked who the prior owner was?

MRS. NAKIAN stated that the prior owner was Gordon Paterson as a trustee; there was no record who he was trustee for.

PRESIDENT GOLDSTEIN proceeded to a vote to approve for publication the proposed ordinance concerning tax abatement for Stamford Land Conservation Trust for property on Ingleside Drive. APPROVED by voice vote with 6 no votes: Mrs. Maihock, Mr. Russo, Mr. Pia, Mr. Lovallo, Mr. DeLuca and Mr. Blum. Mr. Rubino abstained on this item.

<u>PRESIDENT GOLDSTEIN</u> thanked Mrs. Nakian for giving of her time to attend a meeting that was held and for attending any future meetings that will be held with various groups concerning the Marine Center.

PERSONNEL COMMITTEE - Scott Morris, Chairman

MR. MORRIS said the Personnel Committee met on Wednesday, April 25, 1990, at 7:30 p.m. Committee member present were Reps. David Blum, John Hogan, David Jachimczyk, Michael Larobina, Scott Morris, Peter Nanos, Philip Stork and John Zelinsky. Also attending for item 1 was Reps. Sandra Goldstein, John Boccuzzi and Labor Negotiator Thomas Barrett.

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PERSONNEL COMMITTEE; (continued)

 MATTER OF BINDING ARBITRATION. Submitted by Sandra Goldstein D-16, John J. Boccuzzi D-2, and Robert DeLuca R-14, 2/14/90. Reports made and Held in Committee 3/5 and 4/2/90.

HELD IN COMMITTEE

MR. MORRIS said that a memo dated April 23, 1990, containing supporting material was sent to all members of the Board. He said of particular interest to the Committee and Co-sponsors Reps. Goldstein, Boccuzzi and DeLuca was that a bill was acted upon today by the State House of Representatives concerning recommendations of the General Assembly's Program Review and Investigations Committee on Binding Arbitration for Teachers.

Mr. Morris said of primary importance to the bill was an amendment which would authorize local legislative bodies to reject an initial arbitration decision by a two-thirds vote if that legislative body determined that its municipality cannot afford to fully implement the award. Mr. Morris said this amendment and the bill, Substitute House Bill 5896, in general, were the topic of conversation between the Committee, the Co-sponsors and the Labor Negotiator. Mr. Morris stated that Mr. Barrett was in full agreement with the amendment and with the other suggested and proposed changes to the State of Connecticut's binding arbitration statutes. Also, Mr. Barrett said that many elements of the reform package introduced by the Connecticut Conference of Municipalities and the Connecticut Public Expenditure Council were suggestions made by him in the past.

Mr. Morris stated that Mr. Barrett also said that there were problems with the current law in that it has effectively destroyed the collective bargaining process between municipalities and public employee labor unions. Mr. Barrett, further stated, that he would like to see more representative from municipalities involved in both the initial negotiations and the arbitration process as a way of insuring that both sides are treated fairly.

Mr. Morris said the Committee expressed its gratitude to Mr. Barrett for his constructive input.

Mr. Morris yielded the Floor to Mr. Hogan who reported to the Board on what took place in the State House of Representatives regarding the bill.

MR. HOGAN said that last week, he spent some days in Hartford. He said the lobbying on part of the teachers was to be commended. The teachers were very well organized and button-holed the right senators and representatives. Mr. Hogan stated the bill was called for a vote this morning. He said there was very limited debate on the bill; a vote was called and the vote was a voice vote; simply yeas and nays. Mr. Hogan said the bill was defeated. The bill would have given the local body a more active part in the funding of compulsory arbitration awards.

Mr. Hogan said a lot of hard work has to be done between now and November in order to get the views of the Board across. He said the General Assembly will convene in the first part of 1991. Mr. Hogan said that bills will be submitted in December; elections will be in November. Mr. Hogan said his Committee will be working hard on the item and expects to come up with a workable piece of legislation and he said that other communities and municipalities will have to push our cause to give us more of a voice in the General Assembly.

PERSONNEL COMMITTEE: (continued)

MR. BOCCUZZI said that after the vote was taken on the bill, a request was made to indicate the yes and no votes on the bill. He said it appeared strange that 1/5 of the legislature could not agree to a vote indicating exactly who voted yes or no.

Mr. Boccuzzi stated that the legislators in Hartford did not what their people to know how they voted. He said it was unfortunate that we could not find how the representatives voted. Mr. Boccuzzi said he felt this was a way for their constituents not to know how they voted.

MR. PAVIA stated that perhaps later on, we would be able to obtain the vote of our local legislators.

<u>PRESIDENT GOLDSTEIN</u> stated that on a voice vote, there is no record of how one voted. President Goldstein stated that a letter with 22 signatures of Board members was sent to the local delegation relating to the amendment to the state law.

MR. MORRIS said that if the bill is introduced again during the 1990/91 session of the General Assembly, and it most likely will be, both the Personnel Committee and new special Committee on Labor Relations appointed this evening and the full Board will be closely monitoring the bill's progress and at appropriate times, speaking on it.

 SENSE-OF-THE-BOARD RESOLUTION URGING THE MAYOR NOT TO TERMINATE THE POSITION OF COMMUNITY PLANNER UNTIL AUGUST 10, 1990. Submitted by Reps. David Jachimczyk, Ruth Powers and Peter Nanos, 4/16/90.

MR. MORRIS said the Committee voted 4 in favor and 3 opposed to approve the resolution. Moved. Seconded.

MRS. POWERS Moved that the resolution be returned to Committee for further study. Seconded.

Mrs. Powers said that the person has already been let go. She said the resolution was outdated and she would like to see something of a more positive nature coming out on the Community Task Force that is really important to the neighborhood and that the Board fully supports them even thought the Community Planner has been let go. She wanted everything that could possibly be done to see that the community receives the assistance that they have been promised.

MR. RUBINO asked if there was a possibility that the Community Planner could come back as a consultant?

MR. MORRIS said that he did not know the answer and he had doubts about the Planner coming back as a consultant.

<u>PRESIDENT GOLDSTEIN</u> proceeded to a vote to recommit item 2 under Personnel. APPROVED by the vote of 25 yes, 13 no votes and 1 abstention.

PLANNING & ZONING COMMITTEE - David Jachimczyk, Chairman

MR. JACHIMCZYK said the Planning and Zoning Committee met on Thursday, May 3, at 7:00 p.m. Present were Committee members Jachimczyk, White, Morris, Nakian, Domonkos, and Stork. Also attending were Reps. Mitchell, Summerville and Zelinsky; John Roman of WSTC and many members of the Greater Faith Tabernacle Baptist Church.

Mr. Jachimczyk said the proposed resolution was published and a public hearing was held. Mr. Jachimczyk placed item 1, as amended, on the Consent Agenda. All members received a copy of the amended resolution.

 PROPOSED RESOLUTION CONCERNING THE RENAMING OF WAVERLY PLACE OR A PORTION THEREOF TO BAXTER AVENUE. Requested by Rev. Craig S. Brown, Sr., Pastor; James Atkins, Chairman, Deacon Board; and John Mewborn, Chairman, Trustee Board of Greater Faith Tabernacle Baptist Church, Inc., Wilson & Waverly Place, Stamford, CT 06902, 2/7/90. Held in Steering 2/14/90. Held in Committee 4/2/90.

APPROVED ON CONSENT AGENDA (Note: Because of some changes requested by some residents, the resolution was resubmitted for the June meeting and was approved at the June 4, 1990 Board meeting)

2. FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING THE PURCHASE BY THE CITY OF STAMFORD OF A SMALL PARCEL OF LAND OWNED BY LOVE BROTHERS, INC. AT THE INTERSECTION OF SEASIDE AVENUE AND COVE ROAD FOR THE SUM OF \$3,660.00. This land to be used for sewer reconstruction and roadway improvements. Submitted by Mayor Thom Serrani 3/14/90. Planning Board approved 3/27/90. Board of Finance approved 4/11/90.

MR. JACHIMCZYK said the Committee voted that this item be placed on Consent. He Moved for approval of the proposed ordinance. Seconded.

MRS. MAIHOCK asked who determined the purchase price of \$3,660.00 for the land?

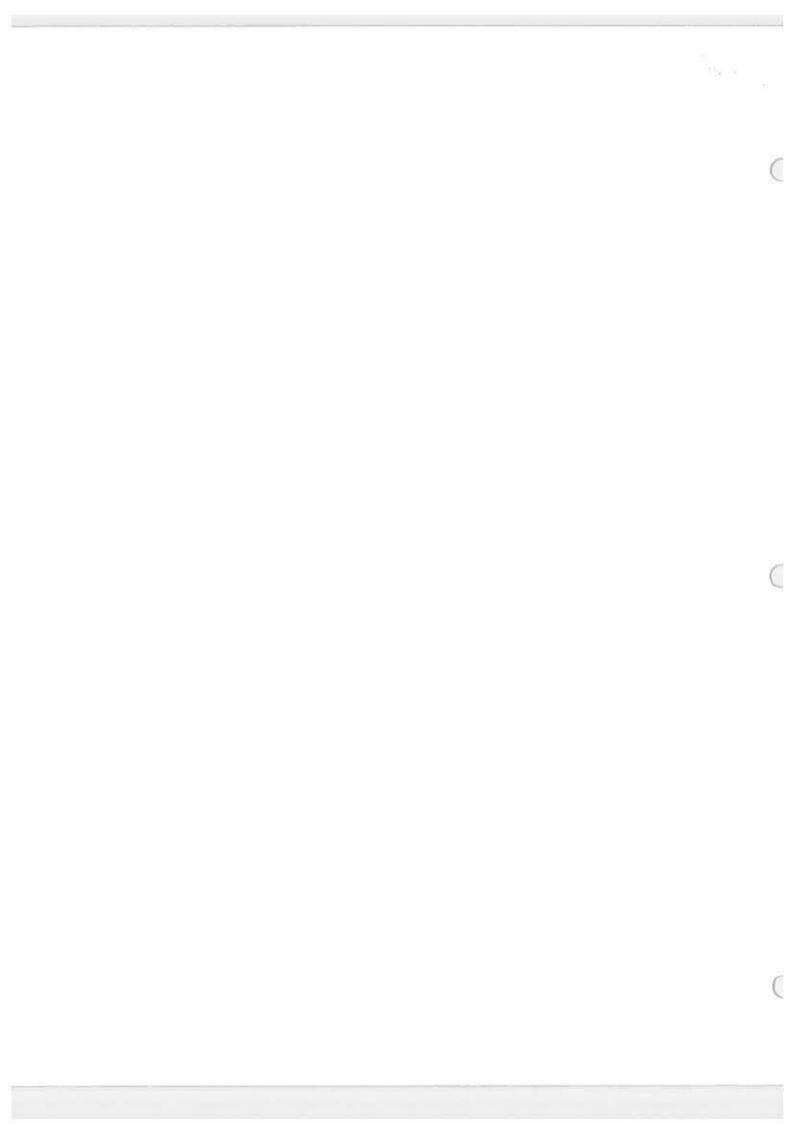
 $\underline{\mathsf{MR}}$, $\underline{\mathsf{JACHIMCZYK}}$ stated that he was not sure who determined the price; a public hearing will be held and he will get the information necessary to answer Mrs. Maihock's question.

MR. RYBNICK stated the purchase was necessary in order to give more roadway space for trucks to turn into Cove Road from Seaside Avenue.

<u>PRESIDENT GOLDSTEIN</u> called for a vote to approve for publication the proposed ordinance concerning purchase by the city for land owned by Love Brothers at Seaside Avenue and Cove Road. APPROVED by voice vote with no dissenting votes and one abstention, Mrs. Maihock

MR. JACHIMCZYK turned the Floor over to Mr. White who reported on item 3. Mr. Jachimczyk wanted the record to note that he did not participate in any discussion or vote on this item.

3. REFERRAL OF ZONING BOARD APPLICATION APPROVING APPLICATION 89-036 CINGARI, FROM R-5, MULTI-FAMILY DISTRICT TO C-N NEIGHBORHOOD BUSINESS DISTRICT, TO PROPERTIES ON THE NORTH SIDE OF WARDWELL STREET, EAST OF SHIPPAN AVENUE; PURSUANT TO CHARTER SECTION C-6-40-5. Petition containing 112 names received by Zoning Board 3/12/90. Referral received by Board of Representatives 3/19/90. Submitted by Joseph A. Frattaroli, Chairman, Zoning Board, 3/19/90.



PLANNING & ZONING COMMITTEE: (continued)

MR. WHITE said a special meeting of the Planning and Zoning Committee of the Board was held on Wednesday, April 24, 1990, at 8:45 p.m. Present were Committee members Reps. Domonkos, Jachimczyk, Lyons, Morris, Nakian, Pia, Stork and White. Also attending were Reps. Boccuzzi, Blum, Goldstein, Hogan, Larobina, Nanos and Zimmerman. Mr. White stated that Chairman Jachimczyk disqualified himself at the outset because of a possible conflict of interest and turned the meeting over to him. Mr. White is Vice Chairman of the Committee. Chairman Jachimczyk took no further part in the meeting.

Mr. White said the purpose of the special meeting was to consider the issue of the Cingari zoning application 89-036. Mr. White said the basic problem in question was if the referral had the requisite amount of property validly signed off, i.e. 20% of the total property within 500 feet of the change area boundry.

Mr. White stated a motion was made to accept Corporation Counsel's opinion that condominium clusters should not be considered part of the requisite 20% property area unless 51% of the units in each of the complexes had been validly signed off. Mr. White said this would effectively eliminate a significant portion of the required area for the referral's validity. Mr. White said that after some discussion, the motion was passed by a vote 4 in favor and 3 against.

Mr. White said that still left an issue of the number of signatures and properties discounted for various reasons. He said the minority of the Committee believed that serious enough questions existed as to whether signatures and properties were in fact validly excluded. Mr. White said the minority believed the petitioners were absolutely certain of the precision of their work, that the only sensible recourse was to have petitioners and researcher together to re-examine the signatures and properties in question. Mr. White said that if no agreement could be reached as to the proper disposition of these properties, the two different views should be presented to the Planning and Zoning Committee for final resolution. Mr. White stated that this view was thought improper by the majority of the Committee. Mr. White stated a motion was introduced to hold a hearing dispite the unresolved question of validation. He said there was concern voiced about having the hearing tainted with precedent of not having the required area fully validated. Mr. White said the final vote was 4 against, 2 in favor and 1 abstention.

Mr. White stated that it should be noted that those who wished the signature re-examination in no way questioned the diligence or the competence of the researcher rather he said that it is well understood that in academic circles that two people examining the same data, can with perfect objectivity and goodwill, interpret the matter differently. Mr. White stated that it was therefore concluded the petition was invalid before the Board and no hearing on the referral would be held.

PRESIDENT GOLDSTEIN stated that the petition was not before the Board because of an insufficient amount of signatures.

MR. JACHIMCZYK Moved to approve the Consent Agenda. Seconded.

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

PLANNING & ZONING COMMITTEE: (continued)

MR, JACHIMCZYK thanked the people from the Greater Faith Tabernacle Church. He said they did an excellent job on surveying the neighborhood and putting together their presentation. Also, he thanked the Committee for coming out to the special meeting and said they did an excellent job.

PUBLIC WORKS & SEWER COMMITTEE - Peter Nanos, Chairman

MR. NANOS said the Public Works and Sewer Committee met on Wednesday, April 25, 1990 at 8:05 p.m. Present were Committee members Carmen Domonkos, Thomas Russo, John Zimmerman, John Zelinsky and Peter Nanos.

1. APPROVAL OF SEWER EXTENSION APPLICATION SUBMITTED BY ONE THOUSAND FOUR ASSOCIATES REQUESTING AUTHORIZATION TO EXTEND THE SANITARY SYSTEM TO SERVICE THEIR PROPERTY KNOWN AS CARD W-419Z, LOT B, HOPE STREET. The Sewer Commission approved this application on 4/12/90. Submitted by George Connors, Administrative Officer, Sewer Commission, City of Stamford, 888 Washington Boulevard, Stamford, CT 06904-2152, 4/16/90.

MR. NANOS said the Committee's vote was 3 yes and 1 no vote and 1 abstention to approve the application. Moved. Seconded.

2. SENSE-OF-THE-BOARD RESOLUTION TO EXTEND THE HOPE STREET SEWERS. Submitted by Rep. Carmen Domonkos, D-18D, 5/7/90.

MS. DOMONKOS stated that each member received a Sense-of-the-Board Resolution to extend the Hope Street sewers. She read the resolution. A copy is attached to these Minutes. Ms. Domonkos said she wanted the record to show that the Board received letters from the attorneys for both of the developers of the property indicating that this Board's approval is not germane and will not be used in their court case against the city to overturn the Zoning Board of Appeal's denial of a special exception for a nursing home.

MS. DOMONKOS Moved for approval of the resolution with letters from the two attorneys appended to the resolution. The motion was Seconded.

<u>PRESIDENT GOLDSTEIN</u> called for a vote to approve the resolution and appended letters. APPROVED by voice vote with one abstention, Mr. Zimmerman.

MS. DOMONKOS stated that the approval did not constitute an endorsement of the nursing home; the approve of the home is indicated in the site map which was submitted with the request.

<u>PRESIDENT GOLDSTEIN</u> called for a vote to approve the sewer application as submitted by One Thousand Four Associates requesting authorization to extend the sanitary system to service their property known as Card W-419Z, Lot B, Hope Street. APPROVED by voice vote with one abstention, Mr. Zimmerman.

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HEALTH & PROTECTION COMMITTEE - Ruth Powers, Chairwoman

MS. POWERS said the Health and Protection Committee met on Wednesday, April 25, at 8:00 p.m. Present were Reps. Schoenfeld, Russo, and Powers. There was no quorum present so another meeting was held this evening at 6:45 p.m. Present at that meeting were Reps. Schoenfeld, Evanko, Mellis, Lovallo and Powers.

 SENSE-OF-THE-BOARD RESOLUTION CONCERNING CHANGES TO STATE WEAPONS AND HUNTING REGULATIONS. Submitted by Rep. John R. Zelinsky, and Ruth Powers, 11/14/89. Held in Steering 12/4/89. Held on Pending Agenda 12/13/89.

MS. POWERS stated that the item was originally on the Agenda as the Matter of Prohibiting the Shooting of Guns at Cove Island and within 250 yards of shore. She said the item was on the Agenda for sometime awaiting research from Corporation Counsel. Ms. Powers said a ruling was received that agreed with one from a previous Corporation Counsel who also ruled on the issue that we cannot amend the State Statutes relating to hunting and weapons. Ms. Powers stated that the Committee came out with a resolution submitted by Ms. Powers and Mr. Zelinsky asking the State Environmental Protection Department to either change their law regarding shooting near beaches or have an amendment to the weapons' law enabling us to change our law. Ms. Powers stated that the major concern was about the people using Cove Island Beach early in the morning when duck hunters are out. Ms. Powers Moved for approval. Seconded.

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

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

MR. DeLUCA said the Parks and Recreation Committee met on Tuesday, April 24, 1990, at 7:30 p.m. Present were Committee members DeLuca, Pia, Perillo, Fedele, Owens, Nanos and Rybnick. Also present were Reps. Blum and Domonkos; Public Works Commissioner Donald Donahue; Parks and Recreation Director Robert Neu; Ralph "Nippy" Williams, Director of Sterling Farms; Golf Authority members Carlton, Tisano, Noto, Valmis, Pedone, Redfern and Lupinacci; Dr. Robert Rinaldi, Art Lee, Ron Rosenfeld and Jane Carling of the Stamford Running Club, Deputy Police Chief Young; Manny Poola of the Department of Traffic and Parking; Steve and Terri Weisberg; Burdick School area residents; Ralph Antonacci; Ronald Marcus of the Stamford Historical Society; Mr. and Mrs. Richard Tarantino of Minivale Road; Seth Angott of the Advocate and John Roman of WSTC. A complete Committee report was sent to all members. Mr. DeLuca placed item 4 on the Consent Agenda.

1. 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 4/2/90.

MR. DeLUCA said a lengthy discussion was held as whether or not the city should open the gates to the playground area and whether swings and sliding boards should be installed. Mr. DeLuca stated that after Commissioner Donahue consulted with the Law Department and reported to the Committee, it was the consensus of the Committee that it was in the best interest of the city to leave the facility status quo; with the gates locked.

PARKS & RECREATION COMMITTEE: (continued)

 REVIEW OF PARKS AND RECREATION DEPARTMENT AUDIT. Requested by Reps. Mildred Perillo, D-9 and Robert DeLuca, R-14, 3/12/90. Held in Committee 4/2/90.

HELD IN COMMITTEE (Pending receipt of report)

 MATTER OF BANNING SUNDAY MORNING ROADRACES. Submitted by Rep. Sandra Goldstein D-16, 4/6/90.

MR. DeLUCA stated this item was very interesting and informative presentations were made by members of the Stamford Running Club. Mr. DeLuca stated that there were only three races (excluding the Marathon) held on Sunday mornings during the year. He said the Columbus Day race originates at Newfield Avenue; the Jewish Center Community four-mile race starts at the Jewish Community Center; and the Athletes Foot Race three-mile starts at the Ridgeway parking lot.

Mr. DeLuca said that the races begin between 9 and 9:30 a.m. and the duration of the races are 40 to 50 minutes. Mr. DeLuca stated that he called Mrs. Glicka who generated the letter regarding this item. Mr. DeLuca said he had a pleasant conversation with Mrs. Glicka who was happy because the Mayor also responded to her letter.

Mr. DeLuca stated that Mrs. Glicka was frustrated but she was not concerned with banning road races on Sunday. She pointed out there should be better traffic control. This was pointed out to Deputy Chief Young and he stated that was a slip up on that particular day, and it would not happen again.

Mr. DeLuca said that Art Lee, President of the Stamford Running Club assured the Committee that he would write letters to all churches in the areas two weeks in advance so there would be advanced publicity. Mr. DeLuca also stated that all road races be advertised in newspapers a week prior to the race so alternate routes can be planned by the people.

Mr. DeLuca said the Committee felt there was nothing wrong with Sunday roadraces and an ordinance was not necessary.

 $\underline{\mathtt{MR.\ LYONS}}$ stated that when Shippan Avenue is closed, there is no alternate route.

MS. SUMMERVILLE said she took the matter very seriously. She said where she attends church on Sunday, there is no alternate route. She said you have to go on Newfield Avenue or you cannot go. Ms. Summerville said there were many churches and synagogues in that area and having an alternate route would not work.

<u>PRESIDENT GOLDSTEIN</u> stated that she hoped that the Committee would monitor the item carefully. She said having the road races on a Sunday morning past the 9:30 - 10:00 o'clock time was an inconvenience to those who go to worship on Sundays.

MR. DeLUCA stated the Committee would monitor the races. He said the races benefit many participants; wheelchair and disabled persons.

PARKS & RECREATION COMMITTEE: (continued)

MR. ZELINSKY asked if the races will continue on Sunday mornings or has that been changed?

MR. DeLUCA stated that on the information received from all present and the benefits from these races, and looking at other communities, all road races are run in the morning and they are for a short duration of time. Mr. DeLuca stated that he has confidence that things will improve.

MR. ZELINSKY said he was at a loss to understand why the times cannot be changed as not to inconvenience people who wish to worship on their particular day. Mr. Zelinsky said that we were not taking about the merits of the races or the charitable purposes of the race. He said the discussion is on the problem of allowing people who may be attending services on Sunday being inconvenienced and perhaps not getting to their place of worship, or who have to go in a roundabout way to get to their destination. Mr. Zelinsky said the problem has not been fully addressed. He appreciated all those who came to the Committee meeting and expressed their thoughts regarding the benefits of the races but Mr. Zelinsky said that he thought this matter should be on the Agenda again.

<u>PRESIDENT GOLDSTEIN</u> stated that if members were not satisfied with the report by Mr. DeLuca, then perhaps a resolution could be forthcoming for Steering and would be placed in the Parks and Recreation Committee.

MR. DeLUCA said that he wanted to point out that the Council of Churches and Synagogues have given their approval to the races.

4. REQUEST FOR PERMISSION TO HANG A BANNER ON SUMMER STREET FROM JUNE 17 TO JULY 1, 1990 TO PUBLICIZE ANNUAL PARISH FEAST. Requested by the Rev. Richard F. Futie, Sacred Heart Church, 37 Schuyler Avenue, Stamford, Ct 06902, 3/26/90.

APPROVED ON CONSENT AGENDA

5. PROPOSED RESOLUTION TO NAME THE HART SCHOOL PLAYGROUND DR. JACOB NEMOITIN PARK. Dr. Nemoitin was a local physician, and currently, there is a plaque in the playground in his memory. Requested by Ronald Marcus, Librarian, The Stamford Historical Society, Inc., 1508 High Ridge Road, Stamford, CT 06903, 4/9/90.

MR. DeLUCA said the Committee voted unanimously to approve the resolution and Moved for approval. Seconded.

Mr. DeLuca said that there was a plaque presently at the playground area honoring Dr. Nemoitin, but now the Park will be officially named after Dr. Nemoitin since the park is now under the jurisdiction of the Parks and Recreation Department.

Mr. DeLuca stated that Dr. Nemoitin was the exception even in those early days. He was a person that made house calls on a bicycle; who treated the poor and underprivileged, and if there was no money to pay him, he would accept fruits, and vegetables, and at times, the Doctor would give people money to buy coal or food.

PARKS & RECREATION COMMITTEE: (continued)

MR. PAVIA said he agreed with Mr. DeLuca. Mr. Pavia said that Dr. Nemoitin worked with many children and he said that he would like to see the plaque remain in the plaground. Mr. Pavia said he would like this to be emphasized as the Dr. Jacob Nemoitin Playground; the plaque reading "Playground."

MRS. PERILLO Moved the question. Seconded.

MRS, GOLDSTEIN called for a vote to Move the question. APPROVED by voice vote with no dissenting votes.

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

 MATTER OF RESOLVING A PROBLEM BETWEEN A RESIDENT OF MINIVALE ROAD AND THE STERLING FARMS GOLF COURSE. Submitted by Rep. Robert DeLuca, R-14, 4/10/90.

MR. DeLUCA said the residents involved, the Tarantinos, are happy with the decision made by the Stamford Golf Authority. The Authority will install a 150 foot fence ranging in heights of 20-35 feet, and if any damages are incurred, the resident should file a complaint in writing, submit a bill and the Authority will reimburse the resident. Mr. DeLuca said the problem was resolved to everyone's satisfaction.

Mr. DeLuca Moved the Consent Agenda. Seconded.

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

 $\underline{\mathsf{MR}}$. $\underline{\mathsf{DeLUCA}}$ Moved to Suspend the Rules to take up 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.

7. REQUEST FOR PERMISSION TO HANG A BANNER ON SUMMER STREET FROM MAY 13 TO MAY 27, 1990 TO PUBLICIZE MAYOR'S COMMISSION FOR THE PREVENTION OF YOUTH ALCOHOL AND SUBSTANCE ABUSE. Requested by Maryellen Chambers, Director, Stamford Youth Planning and Coordinating Agency, 5/4/90.

MR. DeLUCA Moved for approval of the hanging of the banner. Seconded.

<u>PRESIDENT GOLDSTEIN</u> called for a vote to approve the hanging of the banner. 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, May 2, 1990, at 7:00 p.m. Committee members present were Chairman Rep. Zelinsky, Vice Chairman Rep. Maihock, Reps. Mitchell, Evanko, Domonkos and Mellis. Rep. DePina was excused. Also attending were Rep. Stork, Diana Crouse, Director of Fair Rent Commission, Commissioner Elizabeth Newton, Corporation Counsel Mary Sommer and Al Mislow, Administration of the Stamford Elderly Housing Corporation.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE: (continued)

 FOR FINAL ADOPTION - 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 Ratcliffe, Chairperson, Fair Rent Commission, 1/18/90. Returned to Committee 3/5/90. Approved for publication 4/2/90.

MR. ZELINSKY said the Committee voted 6 in favor for final adoption of the ordinance. He Moved for final adoption of the ordinance. Seconded.

MR. ZELINSKY said the ordinance updates the State Enabling Act and clarifies certain sections of it. Mr. Zelinsky said the Committee first voted 6 in favor and none against for an amendment to the proposed ordinance. He Moved for the approval of the amendment. The motion was Seconded.

Mr. Zelinsky said the amendment was under Section 152-8: Powers of the Commission, subsection E., three words were added: "by the Commission" after the word "hearing." The paragraph should read: "To dismiss a complaint after a hearing by the Commission 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."

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

MR. DeLUCA asked about Section 152-4: Commissioners' Terms. He said that on his copy, the paragraph refers to three year terms for commissioners. Mr. DeLuca asked if this was amended to five year terms?

MR. ZELINSKY stated that at the last Board meeting, a motion was made by Rep. Perillo to amend the terms to read, "...term of three (3) years or to fill the unexpired term of any member who leaves the Commission. In no case shall a member or alternate member serve for more than three (3) consecutive three (3) year terms, either as a regular member or as an alternate member." The motion was approved by the Board.

Mr. Zelinsky said the amendment would give more accountability of commissioners to the Board of Representatives.

MR. DeLUCA referred to Section 152-7: Commission's Employment of Staff. He said he did not receive a corrected copy. He quoted, "A Director may be appointed.." in place of "shall." Mr. DeLuca wanted to know if the ordinance was amended to "may be?"

 $\underline{\mathsf{MR}}.\ \underline{\mathsf{ZELINSKY}}$ stated that amendment was made last month. The motion was made by Rep. Perillo and approved by the Board.

MR. BLUM said he was against the entire ordinance because he has not seen where the Fair Rent Commission has given a fair rent in this town. He stated that there was no fair rent in the City of Stamford.

<u>PRESIDENT GOLDSTEIN</u> called for a vote on the final adoption of the proposed ordinance amending Sections 152-1 through 152-16 of the Code concerning the powers, duties and procedures of the Fair Rent Commission. APPROVED by voice vote with Mr. Blum and Ms. Rinaldi voting no.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE: (continued)

MR. ZELINSKY said he would like the record to note that he thanks the Committee members for their input and suggestions and also Diana Crouse for her help in finalizing all the amendments. He said the Committee added amendments to give tenants more opportunity to use the services of the Fair Rent Commission.

<u>PRESIDENT GOLDSTEIN</u> commended Mr. Zelinsky on the fine job he did on going through the various stages of the ordinance and coming up with a good, complete ordinance.

 MATTER OF THE NEED FOR A LOCAL VETERANS COUNSELOR. Submitted by Rep. James Rubino R-7, 3/1/90. Report made and Held in Committee 4/2/90.

HELD IN COMMITTEE

 STATUS OF THE COMPLETION OF TRANSFER OF SMITH HOUSE RESIDENCE TO THE STAMFORD ELDERLY HOUSING CORPORATION. Submitted by Rep. Sandra Goldstein, D-16, 4/16/90.

MR. ZELINSKY stated that at the August 14, 1989 meeting of the Board of Representatives, the Board approved a resolution apprtoving a lease agreement between the City of Stamford and the Stamford Elderly Housing Corporation for the Smith House Residence. Mr. Zelinsky said that Mary Sommers and Mr. Al Mislow, Administrator of the Stamford Elderly Housing Corporation updated the Committee on the progress of the transfer. He said that Mary Sommer told the Committee that the contract was signed on April 30, 1990, and he said he requested a copy be sent to the Board office.

PRESIDENT GOLDSTEIN asked that Mr. Zelinsky check to find out if the City has already signed the contract.

MR. ZELINSKY stated he would be happy to check on the matter.

Mr. Zelinsky said that he will be arranging a tour of the Smith House Resident and Skilled Nursing Facilities for members of his Cosmmittee and any other representatives who would be interested in seeing the facilities.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - Frank Mollo, Chairman No report.

<u>URBAN RENEWAL COMMITTEE</u> - Annie M. Summerville, Chairwoman No report.

27.

ENVIRONMENTAL PROTECTION COMMITTEE - Stanley Esposito, Chairman

MR. ESPOSITO said the Environmental Protection Committee met on Tuesday, May 1, 1990, at 7:00 p.m. Present at the meeting were Reps. Esposito, Stork, Zimmerman, Maihock and White. Also attending were Hope Einstein and John Roman. A complete Committee report was sent to all members.

1. MATTER OF HOME DELIVERY OF PAPER PRODUCTS, NEWSPAPERS, ETC. TO PRIVATE HOMES. Submitted by Rep. Philip R. Stork, R-15, 4/3/90.

HELD IN COMMITTEE

MR. ESPOSITO stated that Hope Einstein spoke on item 1. She explained that many times paper products are delivered to homes without protection against the weather and the lack of protection causes the papers to disintegrate in inclement weather causing an environmental impact and esthetic implications. Further stated was that materials distributed to homes which is not collected by the homeowner due to vacation, etc. sends a message to the criminal elements of our society.

Mr. Esposito stated that the Committee agreed that unprotected and improper placement of paper products should not be encouraged. He said a Sense-of-the-Board resolution will be forthcoming on the item.

 MATTER OF REVIEWING CHAPTER 143 OF THE CODE OF ORDINANCES, HEALTH STANDARDS PARTICULARLY SECTIONS 4, 5, 7 AND 8. These sections concern litter, etc. in streets. Submitted by Rep. Philip R. Stork, R-15, 4/3/90.

HELD IN COMMITTEE

 $\frac{MR.\ ESPOSITO}{MR.\ ESPOSITO}$ said Rep. Stork expressed a concern that the fine for violating the litter sections of Chapter 143 was not stated in the Code. Mr. Stork also questioned who would enforce the sections of the Code. Mr. Esposito said that he will be speaking with Corporation Counsel seeking answers to Mr. Stork's questions.

MR. MARTIN stated that information on item two is spelled out in the general provisions in Chapter 1-3, 1-7 and 1-18. He said it states that if you basically violate a section of the Code where there isn't a specific penalty, you may have a fine up to \$100.00.

TRANSPORTATION COMMITTEE - Mary Lou Rinaldi, Chairwoman

No report.

SPECIAL COMMITTEES

HOUSE COMMITTEE - Gerald Rybnick, Chairman

No report.

28.

COLISEUM AUTHORITY LIAISON COMMITTEE - David Blum, Chairman

No report.

RESOLUTIONS

1. SENSE-OF-THE-BOARD RESOLUTION HONORING GIRL SCOUT TRACI GASKINS. Submitted by Rep. Annie M. Summerville D-6, 4/18/90.

MS. SUMMERVILLE 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.

A motion was made to approve the Minutes as amended with the addition of Mr. Blum's verbatim comments. Seconded. APPROVED by voice vote with no dissenting votes.

- 2. MARCH 5, 1990 REGULAR BOARD MEETING APPROVED.
- 3. APRIL 2, 1990 REGULAR BOARD MEETING APPROVED.

COMMUNICATIONS - None.

OLD BUSINESS - None.

NEW BUSINESS - None.

<u>PRESIDENT GOLDSTEIN</u> reminded the Board of the Budget meeting to be held tomorrow evening and the Caucuses.

ADJOURNMENT - There being no further business to come before the Board, the meeting was adjourned at 10:55 pm. after the motion to adjourn was made, seconded and approved.

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

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APPROVED:

Sandra Goldstein, President 21st Board of Representatives

SG:ak Enclosures