

MINUTES OF REGULAR BOARD MEETING

MONDAY, FEBRUARY 4, 1991

21ST BOARD OF REPRESENTATIVES

A regular monthly meeting of the 21st Board of Representatives of the City of Stamford was held on Monday, February 4, 1991, in the Legislative Chambers of the Board of Representatives in the Government Center, 888 Washington Boulevard, Stamford, Connecticut.

The meeting was called to order at 9:25 p.m. by President Sandra Goldstein, after both political parties had met in Caucus.

INVOCATION was given by Peter J. Hogan, Seminarian.

"Let us pray: Almighty God, watch over, with a loving smile, this nation and her children. Open your heart so as to welcome and enfold all peoples in the loving embrace of peace.

"Guide the actions of this Legislative Body with your wisdom and truth, and let the decisions this Board makes be fair and equitable to all whom they govern.

"Bring peace to the Middle East, which at this hour, is made terrible by burning hate and bloodshed. Inspire rulers and leaders to counsel with meekness, heal discords that tear nations apart.

"Watch over our country whose heart is bleeding and watch over our nation, which desires happiness for all her children. Obtain for us victory and peace. God bless you all and Shalom."

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

President Goldstein gave each Member of the Board a yellow bow with red, white and blue ribbon. She said the yellow ribbon was to remember the men and women who are fighting in the Middle East and the red, white and blue is for our country.

Clerk of the Board Annie M. Summerville sang "God Bless America." All members of the Board joined in to honor our service personnel.

ROLL CALL was taken by Clerk of the Board Annie M. Summerville. There were 35 members present and five absent. Absent were Dominick Cardillo (excused), David Martin (excused), Bobby Owens, Joseph Lovallo (excused) and Richard Lyons (excused).

The Chair declared a quorum.

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

MOMENTS OF SILENCE:

For the late William Kennedy by Rep. Patricia McGrath, 14th District. "Mr. Kennedy was a member of the Fire Department. He is survived by his wife, Mary and two sons. Sincerest sympathy to his family."

MOMENTS OF SILENCE: (continued)

For the late Frances B. Baxter ("Ma Baxter") submitted by Rep. Elaine Mitchell of the 2nd District. "Mrs. Baxter was born April 18, 1905, in Union, South Carolina. She was always an active Christian. She attended Voorhees Institute in Denmark, South Carolina and there she met and married the late Rev. Dr. William Baxter. Dr. Baxter was an active and courageous minister with outstanding leadership abilities and with his wife, Frances, was always involved in various organizations and activities of many churches. Ma Baxter organized many groups and was an outstanding leader in the Community. She was predeceased by four children and is survived by a daughter, Birdie Beatrice Binns and a son, Chester Lee Baxter; three sisters; two brothers; a son-in-law; a daughter-in-law; grandchildren, great-grandchildren, adopted children, nieces, nephews and dear friends. Sincerest sympathy is extended to all members of her family."

For the late Elmer Koczanski submitted by many members of the Board. "Elmer was a dear friend to many of us. He will be missed and we extended our deepest sympathy to his wife, Dottie and his family."

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, January 16, 1991, in the Democratic Caucus Room of the Government Center, 888 Washington Boulevard. The meeting was called to order at 7:30 p.m. by Chairwoman Sandra Goldstein who declared a quorum.

Present at the meeting:

Sandra Goldstein, Chairwoman	John J. Boccuzzi	Scott Morris
John Zimmerman	Audrey Maihock	James Rubino
David Jachimczyk	Mildred Perillo	Frank Mollo
Thomas Pia	Ruth Powers	Michael Fedele
Maria Nakian	David Martin	Carmen Domonkos
Robert DeLuca	W. Dennis White	Eva Weller
Stanley Esposito	John Hogan	Mark Roche, FF Union
David Blum	Mary Lou Rinaldi	John Roman, WSTC
John Zelinsky	Richard Lyons	Barclay Palmer, Adv.
		Anne Kachaluba

APPOINTMENTS COMMITTEE - Ordered on the Agenda were six of the seven names appearing on the Tentative Steering Agenda. Ordered off the Agenda was Walter Johnstone for Patriotic and Special Events. Mr. Johnstone withdrew his name.

FISCAL COMMITTEE - Ordered on the Agenda were eight of the twelve items appearing on the Tentative Steering Agenda and one item appearing on the Addenda. Ordered Held in Steering was \$200,000 for the Coliseum Authority part payment for Palace Theatre; ordered on the Pending Agenda were three items all dealing with the 911 (review of audit, transfers between departments and handling of year end funds)

STEERING COMMITTEE REPORT: (continued)

LEGISLATIVE & RULES COMMITTEE - Ordered on the Agenda were 13 of the 15 items appearing on the Tentative Steering Agenda. Ordered on the Pending Agenda were two items: proposed ordinance concerning time limitations of the Board of Ethics and request for Law Department to research and draft ordinance for the city to regulate cable TV rates. Ordered Moved from the Addenda to the Planning and Zoning Committee was Review of Chapter 214 of the Code re streets and sidewalks.

PERSONNEL COMMITTEE - Ordered on the Agenda were the four items appearing on the Tentative Steering Agenda. Ordered off the Addenda was the possibility of establishing a Blue Ribbon Panel to research compensation plans as a means for the city to receive the best plans.

PLANNING & ZONING COMMITTEE - No items appeared on the Agenda. Ordered Moved from Legislative & Rules was a Review of Chapter 214 of the Code re streets and sidewalks; this was incorporated into the item on the Addenda re streets. Ordered on the Agenda was an item from the Pending Agenda regarding the acceptance of Heming Way - Stone Face Lane.

PUBLIC WORKS & SEWER COMMITTEE - Ordered on the Agenda was one of the three items appearing on the Tentative Steering Agenda. Also ordered on the Agenda was one item appearing on the Addenda and two items from the Pending Agenda: Review of private collection services and emissions testing of incinerator. Ordered on the Pending Agenda was the matter of flooding on Halloween Boulevard and ordered off the Agenda was a resolution re condemnation of properties of Norman Fieber, Alvan Lampke and Peter and Mary Etta Gayowski; this resolution had already been approved.

HEALTH & PROTECTION COMMITTEE - Ordered on the Agenda were the three items appearing on the Tentative Steering Agenda and one item from the Pending Agenda; Review of noise ordinance.

PARKS & RECREATION COMMITTEE - Ordered on the Agenda was the item dealing with banners. The title was changed to proposed ordinance repealing Article IV of the Code.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE - No items appeared on the Tentative Steering Agenda. Moved on the Agenda was one item which appeared under Resolutions; opposing Water Compnay's proposed rate hike.

HOUSING & COMMUNITY DEVELOPEMENT COMMITTEE - No items appeared on the Tentative Steering Agenda.

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

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.

COLISEUM AUTHORITY LIAISON COMMITTEE - No items appeared on the Tentative Steering Agenda. Ordered off the Pending Agenda was a Report from Coliseum Authority Task Force Art Groups being put under one umbrella so funding can be made from one organization.

STEERING COMMITTEE REPORT: (continued)

LABOR RELATIONS COMMITTEE - Ordered on the Agenda was one of the two items on the Tentative Steering Agenda. Ordered Held in Steering concerned Guidelines for union contracts.

RESOLUTIONS - The one item appearing on the Tentative Steering Agenda was Moved to the Education, Welfare and Government Committee. The item concerned the proposed rate hike by the Water Company.

NEW BUSINESS - One item appeared on the Tentative Steering Agenda. This item was voted onto the Pending Agenda. The item was "Proposed Board of Representatives investigation pursuant to Charter Sec. C2-10-2(12) regarding procurement practices employed with respect to the E-911 project, including the possible improper relationships and transactions between certain city officers and the contractors, consultants and vendors involved."

Mr. Rubino requested that the Steering Committee report identify how members voted on his motion to place the above item on the Agenda: The Motion was defeated; voting No were Reps. Boccuzzi, Zelinsky, Morris, Jachimczyk, Perillo, Mollo, Powers, Lyons, Domonkos, Nakian, Martin, Rinaldi, Esposito and Goldstein; voting Yes were Reps. Blum, Pia, DeLuca and Rubino. Rep. Maihock abstained.

Mr. Lyons Moved to place the item on the Pending Agenda. The motion was approved unanimously by those present: Reps. Boccuzzi, Zelinsky, Morris, Jachimczyk, Perillo, Mollo, Powers, Lyons, Domonkos, Nakian, Martin, Rinaldi, Esposito, Goldstein, Blum, Pia, DeLuca, Rubino and Maihock.

ADJOURNMENT - There being no further business to come before the Steering Committee, upon a motion made, seconded and approved, the meeting was adjourned at 9:15 p.m.

Sandra Goldstein, Chairwoman
Steering Committee

APPOINTMENTS COMMITTEE - Mildred Perillo, Chairwoman

MRS. PERILLO said the Appointments Committee met on Tuesday, January 29, 1991 from 7:00 p.m. until 12:45 a.m. Committee members present were Mildred Perillo, Ellen Mellis, Patricia McGrath, Thomas Pia, Gloria DePina, John Boccuzzi, Robert DeLuca, Michael Fedele and Annie Summerville. Also present were Reps. Sandra Goldstein, Scott Morris, David Blum, John Zimmerman, Maria Nakian, Philip Stork, John Zelinsky and John Roman of WSTC.

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

HUMAN RIGHTS COMMISSION

TERM EXPIRES

- | | | |
|------------------------------------|---------------------|---------|
| 1. <u>MS. ELLEN JOY FIENGA</u> (R) | Replacing C. Funaro | 12/1/93 |
| 2289 Bedford St., Unit B-10 | who resigned. | |
| (Held in Steering 12/12/90) | | |

Mrs. Perillo said the Committee voted 8 in favor with one opposed to confirm Ms. Fienga. She Moved for approval. Seconded.

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

APPOINTMENTS COMMITTEE: (continued)

HUMAN RIGHTS COMMISSION

2. MR. BRIAN SABIA (R) Replacing L. Freundlich 12/1/93
33 Buena Vista Street whose term expired.

APPROVED ON CONSENT AGENDA

TRAFFIC HEARING OFFICER

3. MR. CHARLES STOBIE (D) 12/1/92
33 Island Heights Road

MRS. PERILLO stated that Mr. Stobbie's name was withdrawn.

ZONING BOARD

4. MR. HUGH F. O'CONNELL (D) Reappointment 12/1/94
123 Harbor Drive, Unit 312

MRS. PERILLO said the Committee voted 8 in favor with one opposed and Moved for Mr. O'Connell's approval. Seconded.

MR. STORK said he was voting against Mr. O'Connell's reappointment. Mr. Stork mentioned the Treetops referral that was before the Board in the early part of 1990, in which the Board overturned the Zoning Board's decision. Mr. Stork stated that he questioned Mr. O'Connell at the Appointments Committee meeting regarding that referral, and Mr. O'Connell stated that if he had to do it again, he would do it again. Mr. Stork said he would vote against anyone who would approve high density housing.

PRESIDENT GOLDSTEIN proceeded to a vote to confirm Mr. O'Connell. APPROVED by voice vote with six no votes; Mr. Blum, Mrs. Maihock, Mr. Stork, Mr. Pavia, Mr. Pia and Mr. White.

COMMISSIONER OF FINANCE

5. MR. WILLIAM D. SERFASS, JR. Replacing Paul Pacter 11/30/91
Woodley Road who resigned.

MRS. PERILLO said the Committee's vote was five no votes, three yes votes with one abstention. She Moved for approval of Mr. Serfass. Seconded.

MR. STORK submitted a copy of his remarks and requested that they be recorded verbatim.

"Thank you, Madam President. Let me say up front that I feel Mr. Serfass is an honorable individual and certainly a qualified candidate for the position of Finance Commissioner. I attended the meeting of the Appointments Committee to see if Mr. Serfass was the best candidate that could be brought before our Board. I'm sure my fellow colleagues are going to speak out on some concerns of theirs, but I will address a couple of issues that have led me to decide to vote against this appointment.

APPOINTMENTS COMMITTEE: (continued)

MR. STORK (continuing) "First, there is the question of a contingency budget Mr. Serfass prepared for Rep. Dick Lyons. There is a column in this budget titled 'Other.' I know as a legislative body we generally raise a red flag when anything over \$2,000 goes unexplained or is classified as 'Miscellaneous.' This 'Other' column reflects a total of \$1,288,325! This does not set a good example of what we expect from our Chief Financial Officer. Does this \$1,288,325 pay for lavish business lunches, first class business trips complete with luxury hotels and rental cars, or does it pay for family vacations? Do these questions sound familiar?

"Finally, I was quite disturbed at Mr. Serfass' flippant attitude with regard to bid waivers. He matter of factly stated that bid waivers have been and will continue to occur without any hesitation. He inferred they are a normal course of doing city business and he has no problem with them. Hasn't anyone in the Mayor's administration briefed Mr. Serfass concerning bid waivers? Could it be that Mr. Serfass is unaware that the bid waiver process has become so important that 14 city employees, including the Mayor, are currently under investigation for charges that include improper usage of bid waivers?

"Madam President, it is my contention that approval of Mr. Serfass as our next Finance Commissioner is perhaps an endorsement of past practices our Board and the Board of Finance have condemned. Don't get me wrong. Mr. Serfass is a nice guy, but it has been said that nice guys finish last. Our city deserves a Commissioner of Finance that will finish first. I don't think that William Serfass is that individual. I reiterate that I will vote no on this appointment. Thank you."

MR. BLUM said he attended the meeting at which Mr. Serfass was interviewed. He said Mr. Serfass has a good resume as a financial analyst; he was from Price Waterhouse; and is a certified accountant. Mr. Blum stated that all of us do no speak the king's English and we come from different backgrounds and he would carefully consider the confirmation of Mr. Serfass.

MR. DeLUCA said as a member of the Appointments Committee, he voted no. He said he took exception to some comments from Committee members that the questions asked were unfair and that some members of the Committee were rude. Mr. DeLuca said he did not recall members being rude and if the questions were unfair, we should not forget when Dr. McBride was interviewed; Mr. Serfass' interview was a "piece of cake" compared to Dr. McBride's interview.

Mr. DeLuca said members of the Committee are there to ask questions that will determine whether or not the person will fit the bill. Mr. DeLuca said his concern was with Mr. Serfass' background, how could a report be sent to the Legislative Body with a column called "other" without details? Mr. DeLuca said an explanation was received a week later.

Mr. DeLuca said that he was also disturbed that Mr. Serfass was a member of the Board of Trustees of the Firemen's pension fund for six and a half years, the fund was \$9 million underfunded and no recommendations were offered to improve the underfunding liability. Mr. DeLuca stated that when he asked questions regarding the underfunding, the answers he received were, "What would you recommend?"

APPOINTMENTS COMMITTEE: (continued)

MR. DeLUCA also mentioned the incident regarding the Transit District; the records confiscated by Mr. Serfass. He said some considered the incident minute, but others like his constituent, Carol Link, the secretary/treasurer of the District, considers the incident differently and has suffered traumatically. Mr. DeLuca read part of the letter he received from Carol Link. He said that the letter states that she questions whether the citizens of Stamford want a type of individual to handle finances of the city that storms into areas where he should not be to demand reports. Mr. DeLuca also said the letter stated that Mr. Serfass may not have had a complete understanding of government procedures and that Mr. Serfass may have outstanding credentials in finance but would he act in the best interest of Stamford citizens; would he think and act for himself and would he be able to interact with the public in a professional and lawful manner?

Mr. DeLuca said that many of the questions need answers prior to the approval of the appointment to this very critical position in the city. Mr. DeLuca stated that in the opinion received from Corporation Counsel Paul Shapero, it stated that no one had the right to confiscate the records of any individual. Mr. DeLuca said the function of the Appointments Committee is to determine if a person is qualified for an appointment; the resume may look good but we need a person to know what is going on.

MR. BOCCUZZI said he as a member of the Appointments Committee voted in favor of Mr. Serfass. Mr. Boccuzzi referred to Mr. Stork's statements regarding bid waivers. Mr. Boccuzzi stated that Mr. Serfass had someone come into his office looking for him to sign a bid waiver and Mr. Serfass did not sign the waiver because he read the waiver and told the party that the item must go out for bid. Mr. Boccuzzi stated that Mr. Serfass said that bid waivers may be necessary and would check each one that comes before him. Mr. Boccuzzi said that Mr. Serfass said he would be available to attend meetings and would bring other people with him to give more backup on items.

Mr. Boccuzzi stated that regarding the underfunding of the firemens' pension fund, Mr. Serfass stated that the actuary gives or makes statements as to how much money the city has to put into the fund and that amount was always put into the fund.

Mr. Boccuzzi said that Eva Weller did some research on Mr. Serfass and she has always been top drawer in her research. He said that in all the parties Eva contacted there was nothing but praise for Mr. Serfass' ability as a financial person. Mr. Boccuzzi stated that Mr. Serfass can do the job and that is what he is being appointed for. Mr. Boccuzzi stated that Mr. Serfass will get the job done and do it well. He said that Mr. Serfass stated that everyone in his department should have some expertise and should be able to do the work delegated to him/her. Mr. Serfass did not say that he would delegate work and forget about it; any work that was delegated would be checked to see that the correct facts and figures were reported. Mr. Boccuzzi also stated that the information left on the computer would be available to all department and that Mr. Serfass would use the information left on the computer by Mr. Pacter. Mr. Boccuzzi said that no where did he hear that Mr. Serfass does not have the ability to be Commissioner of Finance and said that Mr. Serfass is the man we need to do the job. Mr. Boccuzzi hoped that the Board would vote in favor of the appointment.

APPOINTMENTS COMMITTEE: (continued)

MR. ESPOSITO said the choice of Finance Commissioner has an impact on the City of Stamford. He said he reviewed Mr. Serfass' credentials and resume and believed that Mr. Serfass was a good choice for the job. Mr. Esposito said in the calls he received, all were in favor of the appointment. Mr. Esposito stated that he would vote yes on the appointment.

MR. ZELINSKY said that the Mayor has a right to name and have who he wants in his cabinet providing the individual submitted is qualified and capable of doing the job. Mr. Zelinsky stated that after reading Mr. Serfass' background and review, he was satisfied that Mr. Serfass is qualified and capable. Mr. Zelinsky said that he received 12 telephone calls from constituents in the 11th District and all asked that he support the appointment of Mr. Serfass. Mr. Zelinsky said his constituents told him about the man; his qualifications and commitment and that Mr. Serfass did not seek the position of Commissioner but that the Mayor sought him out. Mr. Zelinsky said he was told that Mr. Serfass did not need the money and could not understand why Mr. Serfass accepted except that Mr. Serfass wanted to serve and help the community. Mr. Zelinsky stated that Mr. Serfass was not politically motivated and said that the appointment should be supported and would vote in favor of Mr. Serfass.

MRS. BROMLEY said she seconded what Mr. Esposito said. She said the Board should be looking at Mr. Serfass' resume which is excellent in terms of experience both in the quality of his prior job history and the duration of his employment. She said that in each instance, he remained in the job for many years. Mrs. Bromley stated that Mr. Serfass' references were excellent. They were uniformly positive from the superiors for whom he worked for many years. Mrs. Bromley said the recommendations from his associates in his volunteer activities were also excellent. Mrs. Bromley said that in many of the calls she received were from associates in the community that were shocked by the idea that the Board may not confirm Mr. Serfass. She said that in all the calls she received, all spoke highly of him and his abilities. Mrs. Bromley said she would vote with pleasure for Mr. Serfass.

MRS. POWERS said she would speak in support of Mr. Serfass. She said that we need Mr. Serfass to get us through the terrible economic times. She said that we need someone with a strong financial background, impeccable credentials and she asked that her colleagues vote for Mr. Serfass.

MRS. NAKIAN said that Mr. Serfass is a neighbor of hers. She said that when she saw the nomination, she looked at it with more interest as she knew him. Mrs. Nakian said that Mr. Serfass is a very highly qualified person and she will vote for his confirmation. Mrs. Nakian referred to the delegation of authority and attention to details. She said that in the mail this evening was a copy of the weekly bid waiver activity and the ordinance requiring this has not yet been written; it showed that someone was thinking. Mrs. Nakian said the other point she would like to mention was that three years ago, an ordinance was passed dealing with city property requiring that every three years, the Commissioner of Finance make a report to the Planning Board, Board of Finance and Board of Representatives detailing the next three years use of city property. She said she wondered about the item and thought if we should start the process for the list, and as she was thinking about this, the list came from Mr. Serfass as he was reviewing city-owned properties and forwarded the list to the Boards. Mrs. Nakian said that at times, we fault someone who delegates authority, but these examples show that someone knows what is going on. Mrs. Nakian said she approves Mr. Serfass' nomination.

APPOINTMENTS COMMITTEE: (continued)

MS. SUMMERVILLE stated that she would like to clarify some points. She said that she believes the Charter gives her a right as a member of the Appointments Committee to vote and it gives the Board the right to vote yes, no or abstain. She said that she has repeatedly heard that the Mayor has a right to chose whomever he wishes. She said there is a process to be followed and she further stated that she has followed the process even though it may not be to the liking of some.

MR. BLUM Moved that the confirmation of Mr. Serfass be returned to Committee. Seconded.

MRS. McGRATH said she saw no reason to return the appointment to Committee and hoped that her colleagues would vote no.

MRS. PERILLO said she would like Mr. Serfass' name returned to Committee. She said she would not like to see Mr. Serfass voted in under a cloud and would like to see the Transit District matter cleared. She believed that Mr. Serfass did not do that on his own but was following orders. Mrs. Perillo said that she would like to see Mr. Serfass come back before the Committee better prepared and that the Mayor tell him the procedures of city government and what to expect when coming before the Appointments Committee.

MR. BOCCUZZI said he was against sending the name back to Committee. He said that Mrs. McGrath said it all. He said that Mr. Serfass was qualified.

PRESIDENT GOLDSTEIN proceeded to a vote to return to Committee the appointment of Commissioner of Finance. DEFEATED by a vote of 23 no and 11 yes votes.

PRESIDENT GOLDSTEIN proceeded to a vote to confirm Mr. Serfass to be Finance Commissioner for the City of Stamford. APPROVED by a vote of 27 yes, 5 no votes and 3 abstentions.

CORPORATION COUNSEL

6. <u>PAUL D. SHAPERO, ESQ.</u>	Replacing Mary Sommer	11/30/91
345 Thornridge Drive	who resigned.	

APPROVED ON CONSENT AGENDA WITH THREE ABSTENTIONS, MR. RUBINO, MR. PIA AND MRS. PERILLO.

MRS. PERILLO Moved the Consent Agenda. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the Consent Agenda. APPROVED by voice vote with no dissenting votes. Mr. Rubino, Mr. Pia and Mrs. Perillo abstained on item 6.

FISCAL COMMITTEE - Richard Lyons, Chairman

MS. RINALDI (reporting for Mr. Lyons) said that the Committee met twice; on Wednesday, January 23 and on Wednesday, January 30, 1991. Present at the meetings were Reps. Lyons, Powers, Zimmerman, Martin, Hogan, Mollo, Esposito, Rinaldi, Clemmons, Rybnick; Reps. Goldstein, Maihock, Domonkos, Larobina, and other members of the Board.

Ms. Rinaldi placed items 2, 5, 6, 8, and 9 on the Consent Agenda. All Secondary Committees concurred or waived the Secondary Committee report.

1. STAMFORD EMERGENCY MEDICAL SERVICES SYSTEM CONTRACT FUNDING REQUEST:
 - (a) Additional appropriation CODE 485.5501 EMS CONTRACTED SERVICES \$333,000
 - (b) Interdepartmental Transfer:

FROM: CODE 470.4380 STAMFORD AMBULANCE CORPS.	\$126,480
CODE 470.4385 STAMFORD EMS FOUNDATION	<u>154,724</u>
	\$281,204
TO: CODE 485.5502 EMS CONTRACTED SERVICES	<u>281,204</u>
	\$614,204

Per E.M.S. System Contract and Funding Request submitted by Mayor Thom Serrani, 10/1/90 and request of 11/2/90. Board of Finance approved 11/8/90. Held in Committee 12/3/90 and 1/7/91. Returned to Committee at Special Meeting 12/12/90.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

HELD IN COMMITTEE

2. \$ 140,000.00 - STAMFORD EMERGENCY MEDICAL SERVICES, INC. (FORMALLY STAMFORD EMERGENCY MEDICAL SERVICES FOUNDATION)
CODE 470-4385 - additional appropriation needed to carry service to end of current fiscal year. Request by Mayor Thom Serrani 12/28/90. Board of Finance approved 1/10/91.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

3. \$ 750,000.00 - DEPARTMENT OF PUBLIC WORKS - AMENDMENT TO CAPITAL PROJECTS BUDGET FOR FISCAL YEAR 1990/91 FOR PROJECT CODE 301.093 STORAGE BUILDING - additional appropriation for storage building on Magee Avenue for use by city agencies and the Board of Education. To be funded by bonds. Request by Mayor Thom Serrani, 12/3/90. Planning Board approved 12/11/90. Board of Finance approved 12/13/90. Returned to Committee 1/7/91.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

HELD IN COMMITTEE

FISCAL COMMITTEE: (continued)

4. \$1,431,512.00 - STAMFORD DAY CARE PROGRAM - VARIOUS CODES - additional appropriation for grant funds for operation of Program. Request by Mayor Thom Serrani 12/28/90. Board of Finance approved 1/10/91.

Code:

750-1110 salaries	\$ 286,531
750-1310 social security	21,920
750-1320 unemployment compensation	1,418
750-1330 medical and life	40,587
750-1390 general insurance - city	5,892
750-2930 office supplies and expenses	<u>3,000</u>
	<u>Dept. total \$ 359,348</u>

751-1110 salaries	683,694
751-1310 social security	52,303
751-1320 unemployment compensation	3,749
751-1330 medical and life	98,258
751-1390 general insurance - city	15,200
751-2210 maintenance of buildings	2,000
751-2510 maintenance of vehicles	4,000
751-2740 telephone	6,000
751-2930 office supplies and expenses	500
751-2934 recreation supplies	7,500
751-2940 conference and training	3,000
751-3481 laundry	500
751-3810 provisions - food	125,000
751-5150 professional consultants	14,000
751-5501 contracted services	<u>56,460</u>
	<u>Dept. total \$1,072,164</u>

Grand total \$1,431,512

Request by Mayor Thom Serrani 12/28/90. Board of Finance approved 1/10/91.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

MS. RINALDI said the Committee voted to approve the item.

MR. PIA asked why there were two different codes each with some of the same line items?

MS. RINALDI said that Mr. Lyons did not invite anyone from Daycare to appear before his Committee. She said that one code for for administration and one for programs.

MRS. MAIHOCK stated that she was going to ask about the two different codes. She said she would like to hear from Mr. Lyons as perhaps he would have the total picture. Mrs. Maihock Moved to return the item to Committee. Seconded.

FISCAL COMMITTEE: (continued)

MR. BLUM said he was in favor in returning this to Committee because we are not sure of the amount of funds to be received from the state.

MS. RINALDI said the funding has been received.

PRESIDENT GOLDSTEIN called for a vote to return to Committee \$1,431,512 for Stamford Daycare Programs. DEFEATED by a voice vote.

PRESIDENT GOLDSTEIN proceeded to a vote to appropriate \$1,431,512 for the Stamford Daycare Programs. APPROVED by voice vote with one no vote, Mr. Blum.

5. \$ 97,387.00 - SOCIAL SERVICES - CODE 510-3623 PRESCRIPTION DRUGS AND MEDICINE - additional appropriation to cover projected shortfall for current fiscal year. 90% is reimburseable. Request by Mayor Thom Serrani 12/28/90. Board of Finance approved 1/10/91.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA

6. \$ 500.00 - STAMFORD YOUTH PLANNING AND COORDINATING AGENCY - CODE 205-7525 DIRECT SERVICES FOR FISCAL YEAR 1990/91 - additional appropriation requested to cover donation received from GE Capital Corporation. Donation to be used for "Circle of Caring" project that provides forum for people who work with children. Request by Mayor Thom Serrani 12/28/90. Board of Finance approved 1/10/91.

APPROVED ON CONSENT AGENDA

7. PROPOSED RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE STATE OF CONNECTICUT FOR THE DEMOLITION OF RICE SCHOOL AND THE CREATION OF 180 PARKING SPACES. Submitted by Mayor Thom Serrani 12/10/90.

MS. RINALDI said the Committee voted 9 in favor and one opposed to approve the resolution and Moved for approval. Seconded.

MR. BLUM said the Rice School has already been demolished and money from 1982 was used to tear the school down. He said what should have been requested was the money for the parking lot.

MR. WHITE said he was shocked that the building was demolished without coming before the Board. He said not with just the present situation but destroying old buildings without any thought one way or another. Mr. White said to do this and then come back expost facto and to expect some sort remuneration, was something that he resented. He said he believed that one of the locks a Legislative Body has on the Administration is to hold them accountable on the basis of money. He said he would not approve the grant and if the Mayor wants to, he should do it on his own; the Mayor should take the financial consequences for such so the same process is not repeated again.

FISCAL COMMITTEE: (continued)

MRS. MAIHOCK said she felt the same as Mr. White. She said she read in the backup material that the state required the city to approve and be in agreement. She asked, "Who is the city?" She said that we are the people who appropriate the money and deal with the fiscal matters of the city. She said that apparently in this case, it is the Mayor. Mrs. Maihock wondered if there is a different type of arrangement whereby the Mayor decides what should be done and he does it with the only recourse left is that the Board approves everything he does.

PRESIDENT GOLDSTEIN called for a vote to approve the resolution authorizing the Mayor to enter into a contract for the demolition of Rice School and creation of 180 parking spaces. APPROVED by a vote of 28 yes and 7 no votes.

8. PROPOSED RESOLUTION AUTHORIZING AGREEMENT WITH THE CONNECTICUT ALCOHOL AND DRUG ABUSE COMMISSION TO ESTABLISH AN AIDS PREVENTION AND EDUCATION OUTREACH PROGRAM. Submitted by Mayor Thom Serrani 12/31/90.

APPROVED ON CONSENT AGENDA

9. \$132,000.00 - DEPARTMENT OF PUBLIC WORKS - CODE 344.5501 CONTRACTED SERVICES - additional appropriation for recycling. Request by Mayor Thom Serrani 1/14/91. Board of Finance approved 1/17/91.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

APPROVED ON CONSENT AGENDA

MS. RINALDI Moved the Consent Agenda. Seconded.

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

MRS. MAIHOCK said when voting on resolutions, it would be useful to have the amount of money the city would be paying out. She said due to the present tight circumstances, it is important to know this.

MS. RINALDI stated that perhaps Mr. Lyons would have the information.

PRESIDENT GOLDSTEIN stated that Mr. Lyons was called out of town on short notice; he was going to come back for the Board meeting but connections could not be made. Therefore, Ms. Rinaldi was called late in the day to Chair his Committee.

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

MRS. NAKIAN said the Legislative and Rules Committee met on Monday, January 28, 1991 at 7:00 p.m. Present were Committee members Nakian, Martin, Bromley, Domonkos, Esposito, Fedele, Maihock, Mitchell, Rubino and Zelinsky; Rep. Larobina was excused. Also present was Richard Robinson, Asst. Corporation Counsel, Richard Beattie, Controller from St. Luke's Community Services, and Rep. John Zimmerman.

LEGISLATIVE & RULES COMMITTEE: (continued)

MRS. NAKIAN placed items 7, 11 and 12 on the Consent Agenda.

1. (L&R21.42) REVIEW OF PURCHASING PROCEDURES AND THE BIDDING PROCESS.
Requested by Rep. Robert DeLuca, R-14, 8/15/90. Held in Committee 9/10, 10/1, 11/7, 12/3/90 and 1/7/91.

HELD IN COMMITTEE

2. (L&R21.44) FOR PUBLICATION - PROPOSED ORDINANCE ESTABLISHING PROCEDURES FOR BIDDING PROCESS PURSUANT TO CHARTER SECTION C5-100-4. Submitted by Reps. Sandra Goldstein, D-16, David Martin, D-19 and Maria Nakian, D-20, 8/22/90. Held in Committee 9/10, 10/1, 11/7, 12/3/90 and 1/7/91.

HELD IN COMMITTEE

3. (L&R21.49) FOR PUBLICATION - PROPOSED ORDINANCE REPEALING SECTION 156-13 OF THE CODE OF ORDINANCES CONCERNING THE POSTING OF SIGNS ON CITY PROPERTY. Submitted by Reps. Ellen Mellis, D-13 and Maria Nakian, D-20, 10/2/90. Held in Committee 11/7, 12/3/90 and 1/7/91.

HELD IN COMMITTEE

4. (L&R21.31) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING THE STAMFORD COLISEUM AUTHORITY. Requested by Rep. James Rubino, R-7, 5/16/90. Held in Committee 6/4, 7/9, 11/7, 12/3/90 and 1/7/91. Held on Pending 7/24/90.

HELD IN COMMITTEE

5. (L&R21.55) PROPOSED RESOLUTION APPROVING THE TRANSFER OF CITY LEASED PROPERTY FROM THE STAMFORD AMBULANCE CORPS, INC. TO THE STAMFORD EMERGENCY MEDICAL SERVICES, INC. Per E.M.S. Systems Contract and Funding Request submitted by Mayor Thom Serrani, 10/1/90. Board of Finance approved 11/8/90. Held in Committee 12/3/90 and 1/7/91. Returned to Committee Special Meeting 12/12/90.

HELD IN COMMITTEE

6. (L&R21.56) PROPOSED RESOLUTION APPROVING THE TRANSFER OF EQUIPMENT (TWO FORD VAN-TYPE AMBULANCES WITH ANCILLARY EQUIPMENT) FROM THE STAMFORD FIRE DEPARTMENT TO THE STAMFORD EMERGENCY MEDICAL SERVICES. Per E.M.S. Systems Contract and Funding Request submitted by Mayor Thom Serrani, 10/1/90. Board of Finance approved 11/8/90. Held in Committee 12/3/90 and 1/7/91. Returned to Committee Special Meeting 12/12/90.

HELD IN COMMITTEE

LEGISLATIVE & RULES COMMITTEE: (continued)

7. (L&R21.62) REQUEST FOR WAIVER AND REFUND OF BUILDING PERMIT FEE PAID ON PERMIT NO. 70154, 11/15/90 IN THE AMOUNT OF \$4,870.00 BY APPLICANT SABASTIAN VINCE FOR THE BOYS & GIRLS CLUB. Requested by Marc Lyons, President, Boys & Girls Club of Stamford, 347 Stillwater Avenue, P. O. Box 3374, Stamford, CT 06905, 12/11/90.

APPROVED ON CONSENT AGENDA WITH ONE NO VOTE. MRS. PERILLO AND ONE ABSTENTION. MR. ESPOSITO.

8. (L&R21.63) REQUEST FOR WAIVER AND REFUND OF BUILDING PERMIT FEE PAID ON PERMIT NO. 69874, 8/20/90 IN THE AMOUNT OF \$790.00 BY APPLICANT PLAY-CLAYLIN FOR THE JEWISH COMMUNITY CENTER. Requested by Jane Rogelberg, Executive Director, Jewish Community Center, P. O. Box 3326, Newfield Avenue at Vine Road, Stamford, CT 06905, 12/13/90.

MRS. NAKIAN said the Committee voted seven in favor with one in opposition and one abstention, and Moved for approval. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve a waiver and refund for building permit fee for the Jewish Community Center. APPROVED by voice vote with two no votes, Mrs. Maihock and Mrs. Perillo.

9. (L&R21.64) REQUEST FOR WAIVER AND REFUND OF BUILDING PERMIT FEE PAID ON PERMIT NO. 69913, 8/29/90 IN THE AMOUNT OF \$1,500.00 PAID BY THE NORTH STAMFORD CONGREGATIONAL CHURCH. Requested by Charles Kamp, Moderator, North Stamford Congregational Church, 31 Cascade Road, Stamford, CT 06903, 12/11/90.

MRS. NAKIAN said the Committee voted eight in favor, one opposed, no abstentions and Moved for approval. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve a waiver and refund of building permit fee paid by the North Stamford Congregational Church. APPROVED by voice vote with two no votes, Mrs. Maihock and Mrs. Perillo.

10. (L&R21.65) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING TAX ABATEMENT FOR PROPERTY AT 32 ORLANDO AVENUE OWNED BY EBENEZER BAPTIST CHURCH. Requested by Kenneth R. Davis, Esq., 49 Woodside Street, Stamford, CT 06902, 9/17/90 (Per letter from Davis to R. Robinson, Asst. Corporation Counsel to Board 12/18/90)

HELD IN COMMITTEE

11. (L&R21.66) PROPOSED RESOLUTION APPROVAL RENEWAL OF LEASE WITH CHRISTOPHER SHAYS FOR 1088 SQUARE FEET OF OFFICE SPACE IN THE STAMFORD GOVERNMENT CENTER. Rent will be \$1,200 per month and lease will be extended for two years. Submitted by Mayor Thom Serrani 1/3/91. Planning Board approved 1/3/91. Board of Finance approved 1/10/91.

APPROVED ON CONSENT AGENDA

LEGISLATIVE & RULES COMMITTEE: (continued)

12. (L&R21.67) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING TAX ABATEMENT FOR PROPERTY AT 20 WOODLAND PLACE AND OWNED BY ST. LUKE'S COMMUNITY SERVICES, INC. Requested by Richard E. Beattie, Comptroller, St. Luke's Community Services, Inc., 8 Woodland Place, Stamford, CT 06902, 1/9/91.

APPROVED ON CONSENT AGENDA WITH MRS. PERILLO VOTING NO AND MRS. MAIHOCK ABSTAINING DUE TO A CONFLICT OF INTEREST.

13. (L&R21.69) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING TAX ABATEMENT FOR PROPERTY AT 692 PACIFIC STREET OWNED BY NEIGHBORHOOD HOUSING SERVICES OF STAMFORD, INC. Requested by Susan McDonald, Financial Manager, Neighborhood Housing Services of Stamford, Inc., 295 West Main Street, Stamford, CT 06902, 1/8/91.

HELD IN COMMITTEE

MRS. NAKIAN Moved 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 items 7 and 12; Mr. Esposito abstaining on item 7 and Mrs. Maihock abstaining on item 12 because of a conflict of interest.

PERSONNEL COMMITTEE - Scott Morris, Chairman

MR. MORRIS said the Personnel Committee met on Wednesday, January 23, 1991, at 7:00 p.m. Present were Committee members Reps. Morris, Zelinsky, Jachimczyk, Blum, Nanos, Larobina and Stork; Rep. Hogan had a conflict due to the joint hearing of the Fiscal and Health and Protection Committees. Also attending for item one was Rep. Sandra Goldstein and presidents and representatives of the city's municipal labor unions. Attending for item 2 was Rep. W. Dennis White and Mr. Peter McKnight of the Fairfield County Chapter of the Coalition of Lesbians and Gay Civil Rights. Appearing for item three was Rep. Robert "Gabe" DeLuca. Appearing for item four was Sim Bernstein, Director of Personnel.

1. SENSE-OF-THE-BOARD RESOLUTION URGING THE CONNECTICUT GENERAL ASSEMBLY TO ENACT REFORMS TO THE STATE BINDING ARBITRATION STATUTES. Submitted by Reps. Michael Larobina, D-16, Sandra Goldstein, D-16, Scott Morris, D-17, John J. Boccuzzi, D-2, and Robert DeLuca, R-14, 9/10/90. Returned to Committee 10/1/90. Held in Steering 10/17 and 12/12/90. Held in Committee 12/3/90.

MR. MORRIS said the Committee voted negatively on the resolution. There were five no votes and two yes votes. Mr. Morris Moved for approval of the item. Seconded.

MR. STORK submitted a copy of his remarks and requested that they be recorded verbatim.

"Thank you, Madam President. The longer this item is on our Agenda the angrier I get that it is before us. Supporting legislation that will enable our Board to overturn salary packages reached in proper negotiations, by a 2/3's majority vote, sets a precedent that turns my stomach!

PERSONNEL COMMITTEE: (continued)

MR. STORK (continuing) "If we are to interfere with the due process of labor negotiations, how long will it be before normal work weeks, paid holidays, paid vacations, and medical benefits are jeopardized? These and other benefits are important gains earned by various unions in this country, gains so strong in their nature, that they have filtered down to our non-union employees.

"My fraternal brothers and sisters in representing their respective unions clearly sent an important message to the Personnel Committee; Let the professionals do their job! You have to understand that unions do not make demands that are automatically met by the city. There is the give and take process between the unions and the city called negotiations. It is my position as a former business representative for the Teamsters Airline Division to respect this process and let it be. This Board always has the option of countering the fiscal effects of a contract by withholding money from its funding. You may lose some junior employees but the senior membership will be protected.

"I cannot in good conscience support adding unnecessary bureaucracy to the process of labor negotiations and I will not support it. Indeed, Madam President, let the professionals do their job. I will vote no for this Sense-of-the-Board Resolution. Thank you."

MR. RUBINO said he supported the resolution and was not opposed to the concept of binding arbitration. He said it was necessary when there are laws preventing municipal workers from striking. Mr. Rubino said the binding arbitration process as it stands weighs heavily in favor of labor. He said he would like taxpayers and labor to be put on an even playing field.

MS. POWERS Moved to return the resolution to Committee. Seconded. Ms. Powers said the Committee has worked long and hard on the resolution and she asked for their indulgence for another month to come up with something that would be satisfactory to the entire Committee.

MR. BLUM said the item has been held since September 10, 1990, which is a long time.

MR. STORK said the item has been worked on, reworked, and reworked again. He said he did not see what else could be done with the item. He was not in favor of returning the item to Committee. He said a stand should be taken on the resolution this evening.

MR. ZELINSKY said he serves on the Personnel Committee and would like to know specifics as to what Ms. Powers would like addressed.

MS. POWERS said she would like to see the Committee come out with nothing or a resolution that they are happy with. She said a resolution is something you act on and on this resolution, the Committee cannot agree on; perhaps there is some wording that disturbs the Committee.

MR. ZELINSKY said as a member of the Personnel Committee and one who voted against the resolution, he felt that inasmuch as the item has been in Committee since September 10, returned to Committee October 1 and again held on December 3, he felt that there was not much more that could be done. Mr. Zelinsky stated he felt the Committee has spoken with the vote of five opposing the resolution and three in favor. He did not believe the item should be returned to Committee.

PERSONNEL COMMITTEE: (continued)

PRESIDENT GOLDSTEIN proceeded to a vote to return to Committee, the resolution regarding reforms to the State Binding Arbitration Statutes. APPROVED by a vote of 22 yes and 10 no votes with one abstention.

2. FOR PUBLICATION - PROPOSED ORDINANCE PROHIBITING DISCRIMINATION IN THE CLASSIFIED AND UNCLASSIFIED CIVIL SERVICE. Submitted by Sim Bernstein, Personnel Director, 8/29/90. Held in Committee 10/1, 12/3, and 1/7/91. Held in Steering 10/17/90.

MR. MORRIS said the Committee voted negatively on the proposed ordinance; the vote was three no votes and two yes votes. Mr. Morris Moved for approval of publication. Seconded.

MR. STORK submitted a copy of his remarks and requested that his remarks be recorded verbatim.

"Thank you, Madam President. It is my hope that my colleagues treat this matter with the high degree of importance it deserves. Adding the words 'Sexual Orientation' as a form of discrimination to the city's hiring practice affords us an opportunity to debate what amounts to Gay Rights. I will be very clear in stating that so long as it is not yet a law, and we are not legally compelled to publish this proposed ordinance, then I am in favor of voting no for publication just as I did in committee.

"I also want to make it very clear that I am not against individuals of the Gay persuasion that desire to live that way in their private lives. However, as a legislator, I'm not about to endorse publicly, and legally, the Gay way of life when it comes to being an employee of the City of Stamford. I'm particularly concerned about Gay influence on our public school students. It doesn't appear to be a problem at the moment, but passage of this ordinance can bring some Gays out of the 'closet' and into the classroom. Our students have enough pressure on them in doing their best to achieve good grades while resisting the proliferation of drugs.

"Then there is the matter of lifestyles in our various communities. I represent, essentially, a district of approximately 1,800 single family and two family homes. That translates into families; mothers, fathers, and children. That can only come about from a heterosexual way of life and never from a homosexual way of life. Even the Bible talks about how God created man and woman for the purpose of procreation. Homosexuality clearly is not what God intended.

"My constituents can only expect me to vote no for approval of the proposed ordinance and that's exactly what I will do. Thank you."

MR. WHITE said that he would oppose the regulation. He stated that he did not have any desire to monitor the private lives of consenting adults, and on the other hand, considered homosexual activity to be a serious, moral, psychological and social pathology. He said that we should refrain from undertaken any public action which would seemingly condon or imply such behavior to be morally neutral or legally the equivalent of heterosexual behavior. Mr. White said there is a significant difference between saying that you are not going to forbid and punish certain behavior and saying that such behavior is morally acceptable and merely a question of legitimate choice.

PERSONNEL COMMITTEE: (continued)

MR. WHITE (continuing) said that he believed the regulation carries with it the subliminal message that homosexual behavior is just that; a morally neutral legitimate quest of choice, like the selection of one's wardrobe. Mr. White urged that the regulation be rejected.

MR. ZELINSKY said this particular request, originated in July of last year, did not come from the Personnel Department or the Corporation Counsel's office. He said it came about as a result of a letter from Mr. Peter McKnight of the Connecticut Coalition of Lesbian and Gay Civil Rights, Fairfield County Chapter. Mr. Zelinsky said that the original letter Mr. McKnight wrote to the Personnel Director stated, "There are no laws or ordinances in effect which would prohibit the City of Stamford from discriminating on the basis of sexual orientation. An executive order from the Mayor prohibiting discrimination on the basis of sexual orientation in city government would be the ideal, however if that is not possible, the other routes you mentioned, the Personnel Committee or Charter revision, would be worth investigating."

Mr. Zelinsky asked if any information was received from the Personnel Director regarding cases where there has been any discrimination based on sexual orientation where there would be a need for this type of legislation? He said he received a "no" answer at the Committee meeting. He said the Personnel Commission on August 28, 1990, did accept a policy and Mr. Zelinsky quoted, "No officer or employee in the Classified Service or Unclassified Service, or seeking admission thereto, shall be appointed, discharged, reduced in rank or pay, removed or in any way favored or discriminated against, because of sex, racial origin, political or religious opinions or affiliations, marital status." Mr. Zelinsky said he could not see why the Personnel Commission has adopted the policy for the city, even though there has not been any discrimination in that area, as has been in other areas where strong policies were needed against discrimination. He said he was not one to have laws on the books that are not really necessary. He said he was surprised when this first came before the Board because he looked through the Code of Ordinance and there were no other ordinances nor has any ordinance been passed dealing with the personnel practices; they are covered in the Charter but not in the Code of Ordinances, and he could not understand why this issue warrants an ordinance at this time. Mr. Zelinsky said for that reason he would urge his colleagues that there is not a need for this. He said that other groups will come before the Board asking for legislation for other types of discrimination for their groups or organizations. Mr. Zelinsky said if this was warranted, it would have been passed a long time ago. He said there has not been one single case that the city has discriminated against anyone based on sexual orientation. He said he did not feel there was a need to put this on the books. He urged his colleagues to think seriously of this and vote not to put this on the books.

MR. LAROBINA said he did not think this was a question of whether one approves of homosexual lifestyle or not. He said it was about discrimination. He said discrimination in his opinion is wrong in any form whether based on race, religion, national origin; it is wrong. Mr. Larobina said it was particularly wrong when government fosters discrimination and for that reason, we cannot take the position to allow the government to look like we foster that position. He said that he did not see anything that would lead to trouble. He said this would not open any floodgates to any type of litigation. Mr. Larobina stated that the ordinance takes a stand that the city is not for discrimination regardless of what form it is. He asked that the members vote for the proposed ordinance.

PERSONNEL COMMITTEE: (continued)

MR. FEDELE Moved the question. Seconded.

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

PRESIDENT GOLDSTEIN proceeded to a vote for publication of the proposed ordinance prohibiting discrimination in the classified and unclassified civil service. APPROVED by a vote of 23 yes and 7 no votes with one abstention.

3. REVIEW OF POLICY AND PROCEDURES REGARDING THE HIRING OF PROVISIONAL EMPLOYEES. Submitted by Rep. Robert DeLuca, R-14, 11/29/90.

MR. MORRIS said that all members of the Board received a letter from Sim Bernstein, Personnel Director regarding the item. The letter will be attached to these Minutes. Also, Mr. Morris said that the Committee received copies of the Charter provisions regarding the item.

4. PROPOSED RESOLUTION ADOPTING A CITY OF STAMFORD DEFERRED COMPENSATION PLAN FOR VOLUNTARY PARTICIPATION OF ELIGIBLE EMPLOYEES. This gives employees more options as to deferred compensation. Submitted by Mayor Thom Serrani 1/2/91.

MR. MORRIS said the Committee voted four in favor with one abstention to approve the resolution. He Moved for approval. Seconded.

MR. BLUM said he was against the resolution. He said that the organization that is to take care of this plan is a non-profit organization. He said that he inquired into non-profit organizations and 401K's and was told that an organization would not do this for gratis.

PRESIDENT GOLDSTEIN proceeded to a vote. APPROVED by voice vote with three no votes, Mr. Blum, Mr. White and Mr. Pia; Ms. Summerville abstained.

PLANNING & ZONING COMMITTEE - David Jachimczyk, Chairman

MR. JACHIMCZYK said the Planning and Zoning Committee met on Thursday, January 31, 1991. Present were Committee members Jachimczyk, White, Morris, Nakian, Dmonkos and Stork. Also present was Rep. John Zimmerman, City Engineer Frank Soldano, and Public Works Commissioner Donald Donahue.

Mr. Jachimczyk placed item two on the Consent Agenda.

1. REVIEW OF CHAPTER 214 OF THE CODE OF ORDINANCES CONCERNING STREETS AND SIDEWALKS. Submitted by Reps. David Jachimczyk, D-4 and John Zimmerman, D-17, 1/16/91.

HELD IN COMMITTEE

PLANNING & ZONING COMMITTEE: (continued)

2. APPROVAL OF PETITION FOR ROAD ACCEPTANCE - APPROXIMATELY 900 FEET HEMING WAY - STONE FENCE LANE. SUBDIVISION OF ARRIETTA SMITH STAMFORD LAND RECORDS MAP 11981 ON FILE WITH TOWN & CITY CLERK. Petitioner is Marcello G. Rondano and Robert P. Rondano, 75 Saw Mill Road, Stamford, CT 06903, 11/6/90. (Received from Joseph Richichi, Esq.) Certified for acceptance by Frank J. Soldano, P.E., City Engineer, letter of 12/17/90.

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

MS. DOMONKOS (reporting for Mr. Nanos) said the Public Works and Sewer Committee met on Thursday, January 24, 1991, at 7:00 p.m. Present were Carmen Domonkos, Vice Chair, Committee members Bobby Owens, Fred Johnson, John Zimmerman, Joseph Lovallo, and John Zelinsky. Also present were Reps. Maria Nakian, James Rubino, Audrey Maihock, Chairman of the Sewer Commission Phil Norgren, Commissioner of Public Works Donald Donahue and John Roman of WSTC.

1. PROPOSED RESOLUTION AUTHORIZING THE CONDEMNATION BY THE CITY OF STAMFORD OF SANITARY SEWER EASEMENTS THROUGH AND UNDER PROPERTY OF PETER J. AND MARGUERITE WEBERG, CARD S-9Z, LOT 25 ROBIN HOOD ROAD IN CONNECTION OF COMPLETING THE SANITARY SEWER PROJECT KNOWN AS SECTION 14-7. Submitted by Mayor Thom Serrani 12/28/90. Board of Finance approved 1/10/91.

MS. DOMONKOS said the resolution was approved in Committee with three yes votes and three abstentions and Moved for approval. Seconded.

MR. BLUM wanted to know why the city was condemning private property? He said he was against the condemnation.

MS. DOMONKOS stated that this is in the section of the project which is off Hope Street and the project is a very large one and a gravity sewer project. She said the Weberg's land is key; the project could not be completed or even planned without going through their property. She said the Weberg's opposed and the city offered them voluntary easement with payment and they are opposing that also. Ms. Domonkos stated the resolution would allow the city to condemn a portion of the property so the sewer project can be completed.

PRESIDENT GOLDSTEIN proceeded to a vote to approved the resolution authorizing condemnation by the city of sanitary sewer easements through and under property of Peter J. and Marguerite Weberg. APPROVED by voice vote with one no vote, Mr. Blum and two abstentions, Mr. Johnson and Mr. Zelinsky.

PUBLIC WORKS & SEWER COMMITTEE: (continued)

2. PROPOSED RESOLUTION AUTHORIZING THE CONDEMNATION BY THE CITY OF STAMFORD OF SANITARY SEWER EASEMENTS THROUGH AND UNDER PROPERTIES OF STEPHEN GUINTA AND KAREN L. LOCKWOOD, CARD S-20, LOT 23 ALPINE STREET, GREGORY AND ARIANA IMKANITSKY, CARD W-2, LOT 4 KEN COURT AND CONNECTICUT LIGHT AND POWER COMPANY, CARD E-4Z, LOT D RAPIDS ROAD IN CONNECTION OF COMPLETING THE SANITARY SEWER SYSTEM PROJECT KNOWN AS SECTION 17-4. Submitted by Mayor Thom Serrani 12/28/90. Board of Finance deferred 1/10/91.

MS. DOMONKOS said the Committee voted six in favor for approval of the resolution and Moved for approval. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve item two. APPROVED by voice vote with one no vote, Mr. Blum.

3. REVIEW OF PRIVATE COLLECTION SERVICES. Submitted by Reps. Stanley Esposito, R-11, Audrey Maihock, R-19, Michael Fedele, R-13, Maria Nakian, D-20, David Martin, D-19, Ellen Mellis, D-13, Carmen Domonkos, D-18 and John R. Zelinsky, D-11, 9/10/90. Held in Committee 10/1 and 11/7/90. Held on Pending Agenda 11/14/90.

HELD IN COMMITTEE

4. FOR PUBLICATION - PROPOSED ORDINANCE REQUIRING EMISSIONS TESTING OF STAMFORD'S INCINERATOR. Submitted by Rep. James Rubino, R-7, 11/28/90. Held on Pending Agenda 12/12/90.

HELD IN COMMITTEE

HEALTH & PROTECTION COMMITTEE - Ruth Powers, Chairwoman

MS. POWERS said the Health and Protection Committee held two meetings. She said the first meeting was on Tuesday, January 22, 1991, at 7:00 p.m. concerning items one, three and four. Present were Committee members Rubino, Mellis, Evanko and Powers. Also attending were Reps. Zimmerman and Fedele; Peter Dombrowski and Phyllis Erlandson of the Health Department; Capt. Tomlin of the Police Department and John Roman of WSTC.

Ms. Powers said the Committee also met jointly with the Fiscal Committee on Wednesday, January 23, 1991, to review item two on the Agenda. Present from the Fiscal Committee were Reps. Lyons, Powers, Hogan, Mollo, Zimmerman, Rinaldi and Esposito; present from the Health & Protection Committee were Powers, Bromley, Evanko, Mellis, Rubino and Lovallo. Ms. Powers said that many other members of the Board were present.

Ms. Powers placed item one on the Consent Agenda.

1. FOR PUBLICATION - PROPOSED ORDINANCE AMENDING CHAPTER 160 OF THE CODE OF ORDINANCES CONCERNING MICROWAVE TRANSMITTERS. Submitted by Rep. Richard L. Lyons, D-1, 9/10/90. Held in Committee 10/1 and 12/3/90. Held in Steering 10/17 and 12/12/90.

APPROVED ON CONSENT AGENDA

HEALTH & PROTECTION COMMITTEE: (continued)

2. REVIEW OF FIRE FIGHTERS PROPOSAL ON SUPPLYING EMERGENCY MEDICAL SERVICES FOR THE CITY OF STAMFORD. Requested by Rep. Michael Fedele, R-13, 1/9/91.

HELD IN COMMITTEE

MS. POWERS said that Jim Romaniello of the Firefighters spoke on their behalf. She said the firefighters sent the Board members a proposal stating that they would like to run the system and hire paramedics that would join the Firefighters union. Ms. Powers stated that Mr. Michael Wiederlight spoke on behalf of Stamford Ambulance Corps who questioned the 70% collection rate that SEMS gave and also felt they were not given any voice in the choice of director of volunteers. Ms. Powers said that there is a serious problem with the volunteers as about 10 workers will be per diem workers for SEMS, and there seems to be confusion as to whether they also will be allowed to be volunteers. Ms. Powers stated that Asst. Corporation Counsel Richard Robinson would be getting an opinion on that.

Ms. Powers said that there were other speakers; Dr. Turnbull of Stamford Hospital, Dr. Lande of St. Joseph's Hospital and Mr. Hinchcliffe. Ms. Powers stated that the Committee felt that it was essential that Chief Vitti, Deputy Chief Tappe and the Big 5 Volunteer Fire Companies be at the Fiscal meeting scheduled for January 30.

3. REVIEW OF STAMFORD POLICE RESPONSE TIME. Requested by Rep. Michael Fedele, R-13, 1/9/91.

HELD IN COMMITTEE

MS. POWERS said Capt. Tomlin stated at the meeting that the call Mr. Fedele was concerned about took 57 minutes because the person who called 911 was told to wait outside as a safety factor and then another call came in that superceded the call; a code 33 call which indicates an officer in jeopardy. Ms. Powers stated that Capt. Tomlin said that the police cannot respond to every call in the city promptly. She said that more material will be received from Rep. Martin concerning response time in North Stamford.

4. REVIEW OF NOISE ORDINANCE. Submitted by Rep. David I. Blum, D-12, 7/19/90. Report made and Held in Committee 8/13 and 10/1/90. Held in Steering 10/17/90. Held on Pending Agenda 11/14/90.

HELD IN COMMITTEE

MS. POWERS Moved the Consent Agenda. Seconded.

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

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

MR. PIA said the Parks and Recreation Committee met on Monday, January 28, 1991. Present were Committee members DePina, Nanos, Rybnick, Fedele and Pia. Also present was Guy Bailey, Chairman of the Parks and Recreation.

Mr. Pia placed item one on the Consent Agenda.

1. FOR PUBLICATION - PROPOSED ORDINANCE REPEALING ARTICLE IV OF THE CODE OF ORDINANCES CONCERNING BANNERS, FLAGS ETC., OVER STREETS AND SIDEWALKS. Submitted by Rep. Robert DeLuca, Chairman, Parks & Recreation Committee, 10/10/90. Returned to Committee 11/7/90 and 1/7/91. Held in Committee 12/3/90.

APPROVED ON CONSENT AGENDA

MR. PIA Moved the Consent Agenda. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the Consent Agenda. APPROVED by voice vote with one no vote, Mr. Zimmerman.

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

MR. ZELINSKI said the Education, Welfare and Government Committee met on Thursday, January 31, 1991. Present were Chairman Zelinsky, Vice Chairman Maihock and Reps. Domonkos, Evanko, Mellis, DePina and Mitchell. Also present at the meeting was Mr. George Suchy representing Clairol and Public Works Commissioner Donald Donahue.

1. SENSE-OF-THE-BOARD RESOLUTION OPPOSING STAMFORD WATER COMPANY'S PROPOSED 40% RATE HIKE. Submitted by Rep. John R. Zelinsky, D-11, 1/9/91.

HELD IN COMMITTEE

Mr. Zelinsky said the Commissioner brought some statistics to the meeting pertaining to the use of water by the Stamford Fire Department. Mr. Zelinsky said the cost to the city presently is over \$1,055,000 and if the rate increase is approved, the cost to the city would be an additional \$422,280.

Mr. Zelinsky said he received a letter from the Mayor stating that he will definitely oppose the rate hike and the Mayor hoped that the Committee would also oppose the hike at the hearing. The Mayor in his letter stated that Judge Shapero will represent the city at the Public Utility Control Authority Hearings which as yet have not been scheduled. Mr. Zelinsky said a future meeting will be held as other representatives from businesses and corporations in Stamford would like to attend. The Committee voted to hold the item.

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

URBAN RENEWAL COMMITTEE - Annie M. Summerville, Chairwoman - No report.

ENVIRONMENTAL PROTECTION COMMITTEE - Stanley Esposito, Chairman

MR. ESPOSITO said the Environmental Protection Committee was held on Tuesday, January 29, 1991 at 7:00 p.m. Present at the meeting were Committee members Stanley Esposito, John Zimmerman, Audrey Maihock, Dennis White, and Philip Stork. Also attending the meeting were Rep. Maria Nakian and Peter Dombrowski, Director of Environmental Health for the Health Department.

1. REVIEW OF CONTINUED EXCESS USE OF SALT ON CITY STREETS IN COMPARISON TO STATE OF CONNECTICUT'S SALT-SAND MIX AND CITY POLICY NOT TO PLOW UNTIL THERE IS 3-INCH ACCUMULATION OF SNOW. Submitted by Rep. Audrey Maihock, R-19, 9/28/90. Held in Committee 11/7/90. Report made and Held in Committee 12/3/90. Returned to Committee 1/7/91.

HELD IN COMMITTEE

MR. ESPOSITO said the Committee drafted a letter to the Mayor at the request of the full Board, a copy of which was sent to all Board members. He said the letter basically requests a review of the city's snow removal policy and requests a report of the review be made by the Public Works Department at the March meeting.

2. MATTER OF TESTING GROUND WATER AND WELL WATER IN THE AREA OF THE SCOFIELDTOWN LANDFILL. Submitted by Rep. Stanley Esposito, R-11, 11/14/90. Held in Committee 12/3/90 and 1/7/91.

HELD IN COMMITTEE

MR. ESPOSITO said that Peter Dombrowski told the Committee that on January 14, 1991, samples were taken of surface water south of the Scofieldtown landfill site. Mr. Dombrowski told the Committee that two of the samples indicated high levels of lead in the surface water, .05 parts of lead per million parts of water is acceptable in drinking water; 1.5 to 1.7 parts of lead per million parts of water were found in the surface water samples. Mr. Esposito stated that the source of the lead has not yet been determined and samples will be taken again in March or April. Mr. Esposito said that it should be noted that surface water does not enter into any of the surrounding wells or water supply in the area.

Mr. Esposito said the Health Department will be meeting with the State of Connecticut who will help Stamford determine the number, location and depth of wells to be dug in order to test ground water around the landfill site. He said all the water samples are tested by the Connecticut Agricultural Experiment Station.

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.

LABOR RELATIONS COMMITTEE - John J. Hogan, Chairman

MR. HOGAN said there was no meeting of the Committee due to a conflict with the Fiscal Committee.

1. REVIEW COSTS OF HEALTH INSURANCE PAID BY THE CITY FOR EMPLOYEES. Requested by Rep. David Blum, 1/10/91.

HELD IN COMMITTEE

RESOLUTIONS - None.

MINUTES

1. NOVEMBER 7, 1990 REGULAR BOARD MEETING - Approved.
2. DECEMBER 3, 1990 REGULAR BOARD MEETING - Approved as corrected.
3. DECEMBER 12, 1990 SPECIAL BOARD MEETING - Approved.
4. JANUARY 3, 1991 SPECIAL BOARD MEETING - Not ready.
5. JANUARY 7, 1991 REGULAR BOARD MEETING - Not ready.

COMMUNICATIONS - None.

OLD BUSINESS - None.

NEW BUSINESS - None.

ADJOURNMENT - There being no further business to come before the Board, the meeting was adjourned at 11:10 p.m. after the motion to adjourn was made, seconded and approved.

Anne A. Kachaluba

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

APPROVED:

Sandra Goldstein

Sandra Goldstein, President
21st Board of Representatives

SG:ak

Enclosures