

MINUTES OF REGULAR BOARD MEETING

MONDAY, JANUARY 6, 1992

22ND BOARD OF REPRESENTATIVES

STAMFORD, CONNECTICUT

A regular monthly meeting of the 22nd Board of Representatives of the City of Stamford was held on Monday, January 6, 1992, in the Legislative Chambers of the Board of Representatives, Government Center, 888 Washington Boulevard, Stamford, Connecticut.

The meeting was called to order at 9:00 p.m. after both political parties had met in Caucus.

INVOCATION was given by Representative David R. Martin, D-19.

"Lord, a new year should begin with hope and promise, but as we enter this year, many in our community are filled with sadness and despair; sadness and despair from the hardship from a deep and continuing recession, of the gloom of those still caught in the web of illegal drugs, and from the sudden loss of a great and caring community leader.

"Amidst our many problems, we look forward to this new year, and Lord, we need your divine wisdom and help. Lord, please restore hope in our future and give us the vision to see what our community can become. As we face our many problems, Lord, please give us the understanding to set aside our human prejudices and see all the issues for all of our citizens. And, Lord, please give us the wisdom to make the right decisions both tonight and in the year to come. Amen."

ROLL CALL was taken by Clerk of the Board Annie M. Summerville. All 40 members were present.

The Chair declared a quorum.

MACHINE TEST VOTE: President Richard L. Lyons - The machine was in good working order.

PRESIDENT LYONS introduced and welcomed the Pages present at the meeting.

PAGES: Rebecca Sobo, 12th Grade, Stamford High School
58 Buena Vista Street, Stamford, CT 06907

Josh Fedeli, 12th Grade, Stamford High School
13 Gaymoor Circle, Stamford, CT 06907

MOMENTS OF SILENCE:

For the late ALFRED I. CAMHI requested by the 22nd Board of Representatives. "The Community mourns the death of Alfred Camhi. Mr. Camhi was the husband of Ellen Camhi, Chairman of the Democratic City Committee and a member of the Democratic National Committee. Al was a very active community leader. He was well-known for his contributions to charitable and civic organizations in Stamford and Norwalk and through his Company, Vectron Laboratories, established scholarships for minority students. He was on the Executive Committee of the Downtown Special Services District and helped devise a new plan to improve downtown Stamford. He was very active in the United Jewish Federation, the Jewish Community Center and the United Way. Al was a kind, gentle, remarkable man. He is survived by his wife, Ellen; two sons, Keith and Glenn; a brother, Professor Jeffery Camhi and his father, Meyer Camhi. Al will be greatly missed by his family, friends and all who knew him. Sincerest sympathy is extended to wife, Ellen, and the entire family."

For the late STEPHEN M. PERRY requested by Reps. Mildred Perillo and Frank A. Mollo, 9th District. "Sincerest sympathy is extended to his wife, Florence Perry."

For the late FLORA McRAE requested by Rep. Mildred Perillo, 9th District. "Sincerest sympathy is extended to her daughter, Helen Stephens."

For the late JOSEPH A. MORABITO, SR. requested by Rep. John R. Zelinsky, 11th District and Rep. Thomas A. Pia, 7th District. "Mr. Morabito was a former City Representative. Mr. Morabito, a Democrat, served as a City Representative in the 12th District from 1969 to 1973. He was a sign painter and founder of DeeVee Signs in Stamford. He was a Board member at the Italian Center in Stamford and a U. S. Navy veteran of World War II. He is survived by his wife, Lucy, five sons, five sisters and two granddaughters. He was a friend and will be greatly missed, our sympathy to his family."

For the late SUE WILMONT requested by Rep. Annie M. Summerville, 6th District. "Sue Wilmont was the mother of Harvey Williams, a former employee with the Commission on Aging. She was very active with the Tenants Association and Clinton Manor Senior Citizens Group. She will be missed. Sincerest sympathy is extended to her family."

STANDING COMMITTEES

STEERING COMMITTEE: Chairperson Richard L. Lyons

REPORT.

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

STEERING COMMITTEE REPORT: (continued)

The Steering Committee met on Wednesday, December 18, 1991, in the Democratic Caucus Room of the Government Center, 888 Washington Boulevard. The meeting was called to order at 7:35 p.m. by Chairman Richard Lyons who declared a quorum.

Present at the meeting:

| | | |
|-------------------------|------------------|------------------------|
| Richard Lyons, Chairman | John J. Boccuzzi | Frank A. Mollo |
| Audrey Maihock | David Martin | Judith Evanko |
| Robert DeLuca | Philip Stork | Annie Summerville |
| Maria Nakian | William Belcher | Donald Sherer |
| John Zelinsky | William Kosbob | Janet Gramza, Advocate |
| Thomas Pia | Ellen Bromley | John Roman, WSTC |
| John J. Hogan | Bobby Owens | Pam Harris, LWV |
| Mary Lou Rinaldi | W. Dennis White | Anne Kachaluba |
| Joseph Lovallo | | |

APPOINTMENTS COMMITTEE - Ordered on the Agenda were the two items appearing on the Tentative Steering Agenda.

FISCAL COMMITTEE - Ordered on the Agenda were all nine items appearing on the Tentative Steering Agenda.

LEGISLATIVE & RULES COMMITTEE - Ordered on the Agenda were the two items appearing on the Tentative Steering Agenda.

PERSONNEL COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda and one item Moved from the Planning & Zoning Committee re Zoning Enforcement Officer.

PLANNING & ZONING COMMITTEE - Ordered on the Agenda was one of the two items appearing on the Tentative Steering Agenda. Ordered Moved to the Personnel Committee was the item re Zoning Enforcement Officer. Also ordered on the Agenda, under Suspension of Rules, was the matter of Planning and Zoning color coded maps.

PUBLIC WORKS & SEWER COMMITTEE - All three items appearing on the Tentative Steering Agenda were placed on the Pending Agenda.

HEALTH & PROTECTION COMMITTEE - Ordered Held in Steering was the one item appearing on the Tentative Steering Agenda.

PARKS & RECREATION COMMITTEE - No items appeared on the Tentative Steering Agenda.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE - Ordered off the Agenda was the one item appearing on the Tentative Steering Agenda (re inadequate nurse staffing at public and non-public schools).

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - No items appeared on the Tentative Steering Agenda. Ordered on the Agenda, under Suspension of Rules, was \$43,321.62 from Housing Authority funds for roof replacement at Chester Addison Center.

STEERING COMMITTEE REPORT: (continued)

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

ENVIRONMENTAL PROTECTION COMMITTEE - Ordered on the Pending Agenda was the one item appearing on the Tentative Steering Agenda.

TRANSPORTATION COMMITTEE - Two items appeared on the Tentative Steering Agenda; one item was placed on the Pending Agenda and one item was taken off the Agenda (re traffic signal at Bedford Street and Chesterfield Condominiums).

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

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

LABOR RELATIONS COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda.

ECONOMIC DEVELOPMENT COMMITTEE - No items appeared on the Tentative Steering Agenda.

ETHICS REVIEW COMMITTEE - No items appeared on the Tentative Steering Agenda.

REAPPORTIONMENT COMMITTEE - NO items appeared on the Tentative Steering Agenda.

AUDIT OVERSIGHT COMMITTEE - No items appeared on the Tentative Steering Agenda.

RESOLUTIONS - No items appeared on the Tentative Steering Agenda.

NEW BUSINESS - Ordered off the Agenda was the one item appearing on the Tentative Steering Agenda (re appointment of Charter Revision Commission).

ADJOURNMENT - There being no further business to come before the Steering Committee, upon a motion made, seconded and approved, the meeting was adjourned at 8:30 p.m.

Richard L. Lyons, Chairman
Steering Committee

APPOINTMENTS COMMITTEE - Annie M. Summerville & Ellen E. Bromley, Co-Chairwomen

MRS. BROMLEY said the Appointments Committee met on Monday, December 23, 1991, at 7:00 p.m. Present were Committee members Bromley, Summerville, Boccuzzi, Leydon, Mellis, Pia and Stork.

Mrs. Bromley said the Committee voted to place item two on the Consent Agenda.

PRESIDENT LYONS stated that the Charter requires a recorded vote on all Appointments.

APPOINTMENTS COMMITTEE: (continued)

CORPORATION COUNSEL

TERM EXPIRES

1. DANIEL M. McCABE, ESO.
239 W. Trail Lane

11/30/93

MRS. BROMLEY said the Committee voted six in favor and one opposed for approval. Moved. Seconded.

PRESIDENT LYONS proceeded to a vote to confirm Mr. McCabe for the position of Corporation Counsel. APPROVED by a vote of 38 yes votes and two abstentions.

COMMISSIONER OF PUBLIC WORKS

2. MR. MICHAEL A. PAVIA
470 High Ridge Road

11/30/93

MRS. BROMLEY Moved for the approval of Mr. Pavia. Seconded.

PRESIDENT LYONS called for a vote to approve Mr. Pavia to the position of Commissioner of Public Works. APPROVED by a vote of 40 yes votes.

FISCAL COMMITTEE - Carmen Domonkos & Mary Lou Rinaldi, Co-Chairwomen

MS. M. RINALDI said the Fiscal Committee met on Thursday, January 2, 1992, at 7:00 P.M. Present were Committee members Mollo, Domonkos, Kosbob, Jetta, Hogan, Loglisci, Leydon, Pavia and M. Rinaldi. Also present were members of the Health and Protection Committee which was the Secondary Committee on several items. Other Board members present were Ellen Bromley, John Boccuzzi, Annie Summerville, Jim Rubino and Joseph Tarzia, Chairman of the Board of Finance.

Ms. M. Rinaldi placed items three, four, five, and seven on the Consent Agenda.

1. \$250,000.00 - POLICE DEPARTMENT - CODE 410-1201 OVERTIME - additional appropriation for funds representing amount needed to maintain current level of service through April, 1992.
Request by Mayor Stanley J. Esposito, 12/3/91. Board of Finance approved 12/5/91.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

MRS. MAIHOCK said the Health and Protection Committee voted two in favor and two opposed, a negative recommendation.

MS. M. RINALDI said the Committee voted nine in favor with one in opposition and Moved for approval. Seconded.

FISCAL COMMITTEE: (continued)

MR. DeLUCA Moved to reduce the appropriation by \$125,000 leaving \$125,000. Seconded. He said that his rationale for the cut was to improve the management of the Police Department due to abuses in the overtime account. Mr. DeLuca stated that personnel is out for several days, are called in, work overtime and get double time. He said that an employee can be called back on a Sunday evening and with the overtime, can make as much as \$900 for a night's pay. Mr. DeLuca said that these things should not be allowed; the \$125,000 would enable the Department to function for another month without problems, and with the Department coming back to the Boards, allows better control over the money expended. He urged the Board to support his motion.

MR. BOCCUZZI Moved to amend Mr. DeLuca's motion to appropriate \$150,000 and Hold \$100,000. Seconded.

MR. DeLUCA said that he disagreed with the amendment as he did not think that the Board could vote on part of the appropriation and Hold the balance. He felt that the \$125,000 should be voted on.

MR. BOCCUZZI stated that the Board has the right to vote on any portion of any appropriation and Hold the balance if they wish to do so. Mr. Boccuzzi said that his reason for holding the balance in Committee was that when the money is needed, the request would not have to go before the Mayor, Board of Finance and Board of Representatives again. He said that the Fiscal Committee stated that they are going to call in the Police and Fire Commissions to discuss overtime. Mr. Boccuzzi stated that by holding the balance, indicates that figures are wanted as to who receives the overtime, not by name, but by position.

MR. RUBINO asked the President on a Ruling on the procedural point on whether or not a portion can be Held in Committee?

PRESIDENT LYONS stated that it has been done before; the Board has the right to fund in any amount wanted on an appropriation and to Hold a portion in Committee.

MR. RUBINO challenged the Ruling by the Chair.

PRESIDENT LYONS referred the challenge to Mr. Hogan, Parliamentarian.

MR. HOGAN agreed with what President Lyons stated; the Board does have the right to Hold any portion of the appropriation in Committee while appropriating a remaining portion.

MR. RUBINO challenged Mr. Hogan's statement; he Moved that a vote be taken. Seconded.

PRESIDENT LYONS proceeded to a vote challenging the Ruling by the Chair and the Parliamentarian that the Board has a right to fund, in any manner whatsoever, any appropriation in any amount and keep the balance in Committee. The Ruling by the Chair and Parliamentarian was UPHELD; the motion was DEFEATED by a vote of 23 yes, 15 no votes with two abstentions.

FISCAL COMMITTEE: (continued)

MR. LEYDON said that he was in favor of the amendment as these are very difficult economic times and everyone, including city employees, need to do their best to work with the spirit of cooperation. He said the contract currently provides for unlimited sick leave and that in future contracts, he hoped that in addition to the unlimited sick leave, minimum manpower requirements be considered as this also may be contributing to the overtime situation.

PRESIDENT LYONS proceeded to a vote on Mr. Boccuzzi's amendment to fund \$150,000 and Hold \$100,000 in Committee. APPROVED by a vote of 23 yes and 16 no votes.

PRESIDENT LYONS proceeded to a vote on the main motion which was to appropriate \$150,000 for the Police Department overtime account. DEFEATED by a vote of 23 yes and 16 no votes with one abstention. (A two-thirds vote was needed for approval)

MR. DeLUCA being on the prevailing side Moved to reconsider the item. Seconded.

PRESIDENT LYONS called for a vote on the Motion to reconsider. APPROVED by a voice vote.

MR. DeLUCA Moved to cut \$125,000 from the Police Department overtime account. Seconded.

MRS. NAKIAN questioned if the \$125,000 cut was to be eliminated?

PRESIDENT LYONS stated that the \$125,000 would be eliminated, leaving \$125,000 for the Police overtime account.

PRESIDENT LYONS proceeded to a vote to cut \$125,000 from the Police Department overtime account. APPROVED by 29 yes and seven no votes with four abstentions.

Vote on motion to approve \$125,000 was approved by a voice vote of 39 yes and 1 no vote, Mr. LaDestro. See page 9 for details.

2. 125,000.00 - FIRE DEPARTMENT - CODE 450.1201 OVERTIME - additional appropriation to cover extraordinary amount of overtime due to vacancies. Submitted by Mayor Stanley J. Esposito, 12/3/91. Board of Finance approved 12/5/91.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

MRS. MAIHOCK said the Health and Protection Committee voted two in favor and two opposed, a negative recommendation.

MS. M. RINALDI said the appropriation was cut by the Board of Finance from \$472,000 to \$125,000. She Moved for approval. Seconded.

FISCAL COMMITTEE: (continued)

MR. DeLUCA Moved to reduce the appropriation by \$50,000 leaving \$75,000 in the account. He said that he believed that the \$75,000 would be enough to carry the department for another month; additional appropriation requests can be made in the following months.

MS. M. RINALDI said she was against the motion. She said if the number is cut to \$75,000, the department will not have enough to carry them through the entire month as there is only \$4,000 left in the account.

MR. BOCCUZZI said he was against the cut for the same reason Ms. M. Rinaldi stated. He said by the time the appropriation comes again before the Board, it will possibly take two or three months. He urged his colleagues to vote for the \$125,000.

MR. KOSBOB stated that there was a distinct difference between items one and two; he said that item one should have been reduced which was done. Mr. Kosbob said that the Fire Department has made a concerted effort to control the overtime expenses, six new people were hired this week and the Department is aware and has a plan in effect to hold down the overtime. Mr. Kosbob was in favor of the \$125,000 and urged that it be funded.

PRESIDENT LYONS proceeded to a vote on the amendment to reduce the \$125,000 by 50,000, leaving \$75,000. DEFEATED by a vote of 26 no and 14 yes votes.

PRESIDENT LYONS proceeded to a vote on the main motion to approve \$125,000 for the Fire Department overtime account. DEFEATED by a vote of 25 yes and 15 no votes.

MR. DeLUCA Moved to reconsider the item. Seconded.

PRESIDENT LYONS called for a vote to reconsider the item. APPROVED by voice vote with some dissenting votes.

MR. DeLUCA Moved to cut the appropriation by \$50,000 leaving \$75,000 in the account. Seconded.

PRESIDENT LYONS asked if Mr. DeLuca would not consider a cut of \$51,000 leaving \$74,000 in the account?

MR. DeLUCA stated that he agreed to that.

MR. RUBINO asked what was the President's rationale was in making the cut \$51,000?

PRESIDENT LYONS said that it was a different motion.

MR. KOSBOB Moved to amend Mr. DeLuca's motion to reduce by \$25,000. Seconded.

MR. LEYDON stated that his comments in regards to the Fire Department appropriation were the same as stated for the Police Department.

PRESIDENT LYONS called for a vote to approve Mr. Kosbob's amendment to reduce the appropriation to \$100,000. DEFEATED by a voice vote.

FISCAL COMMITTEE: (continued)

MR. BOCCUZZI called for a division on Mr. Kosbob's amendment. Seconded.

PRESIDENT LYONS proceeded to a vote on Mr. Kosbob's amendment to reduce the appropriation to \$100,000. APPROVED by a vote of 24 yes and 16 no votes.

PRESIDENT LYONS proceeded to a vote on the amendment to reduce the appropriation from \$125,000 to \$100,000. DEFEATED by a vote of 25 yes and 14 no votes.

MR. DeLUCA Moved to reconsider item two on Fiscal's Agenda. Seconded.

PRESIDENT LYONS proceeded to a vote to reconsider the item. DEFEATED by a vote of 20 yes and 20 no votes.

(The appropriation for the Fire Department overtime account was defeated)

MR. MARTIN questioned whether a final vote was taken on approving \$125,000 for the Police Department overtime account, item one under Fiscal.

MR. BOCCUZZI Moved for a recess. Seconded.

PRESIDENT LYONS called for a recess. APPROVED by voice vote with no dissenting votes.

Recess was from 9:45 to 9:55 p.m.

PRESIDENT LYONS stated that a final vote may not have been taken on Fiscal item one.

PRESIDENT LYONS called for a vote to approve \$125,000 for the Police Department overtime account. APPROVED by voice vote, 39 yes votes with one no vote, Mr. LaDestro.

3. \$ 34,000.00 - FIRE DEPARTMENT - CODE 450.1212 ACTING/STAND-BY - additional appropriation for funds due for positions that must be covered by acting officers or overtime officers because of vacancies; extraordinary amount of acting pay is being expended. Request by Mayor Stanley J. Esposito, 12/3/91. Board of Finance approved 12/5/91.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

4. \$ 68,000.00 - NEW HOPE FIRE DEPARTMENT (GLENBROOK) - CODE 470-4340 - additional appropriation for replacement of 1985 Frontline ambulance which is in need of immediate replacement. Request by Mayor Thom Serrani, 11/1/91. Board of Finance approved 12/5/91.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

FISCAL COMMITTEE: (continued)

5. \$ 29,100.00 - STAMFORD AMBULANCE CORPS - CODE 470.4380 - additional appropriation for funds to provide coverage from 1/1/92 to the end of the fiscal year. Stamford Ambulance Corps did not submit operating budget for 1991/92 due to anticipated merger of services. Request by Mayor Stanley J. Esposito, 12/3/91. Board of Finance approved 12/5/91.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

6. \$ 98,175.00 - NON-CITY SOCIAL SERVICE AGENCIES - CODE 540-5501 - additional appropriation for Crime Prevention component of the Drug Enforcement Program. The Police Department will contract with the Stamford Housing Authority to work with the Lawnhill Tenants Association. Request by Mayor Thom Serrani, 11/21/91. Board of Finance approved 12/5/91.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

MS. M. RINALDI said the Committee vote nine in favor with one opposed for approval. Moved. Seconded.

MRS. MAIHOCK said the Health and Protection Committee voted three in favor and one in opposition to approve.

MR. LOGLISCI wanted to make sure the money was from a grant.

MS. M. RINALDI stated that the appropriation was 100% reimburseable.

MR. LaDESTRO stated that there was confusion in Caucus and by members of Fiscal as to whether the money would be coming from a grant. He asked if there was any backup substantiating that it was a grant?

MS. M. RINALDI said that all grants come down as additional appropriations; the Board has to vote to accept funding. She stated that at last month's meeting, the Board voted to accept the first two components of the grant; one was the DARE Program, a training program through the Board of Education, and the second component was the grant allowing to rehire four officers. Ms. Rinaldi said that this part was the third and final component.

MR. LaDESTRO stated that his question has not been answered. He wanted to know if the Chairwoman has seen any tangible backup stating that the appropriation is a grant?

MS. M. RINALDI stated that she has not seen the check but the City was able to hire back four policemen that are currently being paid as a result of the receipt of the grant.

MR. JETTA stated that normally, when a grant is accepted, a resolution is approved authorizing the Mayor to accept funds for the grant. He said that he did not see any backup on this come to the current Board.

FISCAL COMMITTEE: (continued)

MS. M. RINALDI stated that the resolution was approved by the prior Board.

MR. LaDESTRO stated that the resolution should be reviewed as there are new members on the Board who have not seen the resolution. He Moved to Hold the appropriation in Committee. Seconded.

MR. LYONS called for a vote to Hold the appropriation in Committee. DEFEATED by a voice vote.

MR. DeLUCA asked that a copy of the resolution be sent to all Board members.

PRESIDENT LYONS said that can be done.

MR. LaDESTRO Moved for a vote on a Division. Seconded.

PRESIDENT LYONS proceeded to a vote on a Division. A yes vote would be in favor of the Division; a no vote would be not in favor of the Division.

MR. LaDESTRO asked for an explanation of a Division for the new members.

PRESIDENT LYONS stated that a vote on a Division would be a recorded vote by individual members.

MS. SUMMERVILLE wanted the record to note that she left the Floor on item six due to a possible conflict.

PRESIDENT LYONS proceeded to a vote on a Division. APPROVED by a vote of 22 yes and 16 no votes.

MR. LaDESTRO stated his motion was to Hold in Committee the additional appropriation of \$98,175 for Non-City Social Service Agencies.

PRESIDENT LYONS proceeded to a vote on the motion to Hold in Committee the \$98,175. DEFEATED by a vote of 25 no, 13 yes votes with one abstention.

PRESIDENT LYONS proceeded to a vote on the main motion which was to approve \$98,175 for Non-City Social Service Agencies. APPROVED by a vote of 34 yes and 4 no votes with one abstentions.

7. \$ 7,500.00 - BOARD OF REPRESENTATIVES - CODE 102.3509 REAPPORTIONMENT EXPENSES - additional appropriation to cover computer software, a Plotter and someone to operate computer. Per letter of 12/11/91 to President Richard L. Lyons from Michael J. Cacace and Betty Conti, Co-Chairpersons, Reapportionment Commission. Board of Finance approved 1/13/92.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA

FISCAL COMMITTEE: (continued)

8. FEASIBILITY OF COLLECTING 5% OF WHAT THE TOTAL TAX WOULD BE FOR NON-PROFIT REAL ESTATE. Submitted by Rep. Robert DeLuca, R-14, 12/10/91.

HELD IN COMMITTEE

MS. M. RINALDI said an opinion was received from Corporation Counsel stating that the City cannot demand a 5% tax payment from non-profit agencies. She said that a contribution in that amount could be requested, and if received, could be perceived as a gift to the City.

MR. DeLUCA said that his request was never a demand for a 5% payment; he stated that his intent was to send out letters to all non-profit organizations stating what their taxes would have been, and in these dire times, a contribution, if made, would be appreciated.

Mr. DeLuca stated that he hoped the President of the Board would recommend to the tax assessor or the person responsible, that the Board approves sending out a letter of this type.

MS. M. RINALDI said that the Committee intends to invite Mr. Kirwin to the next Fiscal Committee meeting to talk about Mr. DeLuca's request.

9. INQUIRY INTO THE IMPACT AND EFFECT OF RE-EVALUATION ON THE TAXPAYERS AND FISCAL CONDITION OF THE CITY OF STAMFORD. Submitted by Reps. John J. Hogan, Jr., D-12, Audrey Maihock, R-19, David Martin, D-19, and Maria Nakian, D-20, 12/13/91.

HELD IN COMMITTEE

MS. M. RINALDI said that the Committee decided to set up a sub-committee to look into the entire matter of re-evaluation.

Ms. M. Rinaldi stated that Mr. Hogan is Chairman, members are Mr. Jetta, Mr. Kosbob and Ms. Domonkos.

MS. M. RINALDI Moved the Consent Agenda. Seconded.

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

MS. M. RINALDI Moved to Suspend the Rules to take up an item not on the Agenda for the Mayor's Office. Seconded.

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

- \$ 20,000.00 - APPROVED; \$9,640 HELD IN COMMITTEE.
 10. \$ 29,640.00 - MAYOR'S OFFICE - CODE 201.1110 SALARIES - additional appropriation to fund Human Services Coordinator for 6 months. Request by Mayor Stanley J. Esposito, 1/2/92. Contingent upon Board of Finance approval.

FISCAL COMMITTEE: (continued)

MS. M. RINALDI said that the Committee decided to approve a portion of the \$29,640, specifically, \$20,000 which would cover six-months salary of the current Human Services Coordinator. She said that the money does not come out of the contingency fund; she said that the money will be taken from the Community Development Block Grant therefore, there is no tax impact on the City. Ms. M. Rinaldi Moved for approval. Seconded.

MR. MARTIN Moved to Hold the item. He said there were some issues to be considered. Seconded.

MS. M. RINALDI said that she was against Holding the item. She said the item was sent down for a full year's salary and was cut by the Board of Finance to fund for six months. Ms. M. Rinaldi stated if this is not approved this evening, the current Human Services Coordinator will be laid off and additional costs will be incurred by the City in terms of unemployment costs as well as the salary issue.

MR. BOCCUZZI questioned the reasons for the item to be Held.

MR. MARTIN said that he was concerned in regards to some issues in terms of how the budget process worked to the disadvantage of the citizens of Stamford. He said that he would like the item to be Held rather than making any snap judgement.

MR. RUBINO asked if there were any funds left in the account and would anyone go without a pay check?

MS. M. RINALDI stated that the funding ran out on December 31st.

PRESIDENT LYONS proceeded to a vote to Hold \$20,000 for the Human Service Coordinator; Fiscal voted to act on \$20,000 this evening, Holding the balance in Committee. DEFEATED by a vote of 31 no and eight yes votes, with one not-voting.

PRESIDENT LYONS proceeded to a vote on the main motion which was to fund \$20,000 and Hold \$9,640 in Committee. APPROVED by a vote of 32 yes and five no votes with two abstentions.

MS. M. RINALDI Moved to Suspend the Rules to take up an item not on the Agenda for the Registrars of Voters. Seconded.

PRESIDENT LYONS called for a vote to Suspend the Rules. APPROVED by voice vote.

11. \$ 50,000.00 - REGISTRARS OF VOTERS - CODE 101.3160 REDISTRICTING - additional appropriation to complete the State Redistricting by March 24, 1992, date of Presidential preference primary. Request by Mayor Stanley J. Esposito, 12/31/91. Contingent upon Board of Finance approval.

MS. M. RINALDI Moved for approval of \$50,000 for the Registrars of Voters. Seconded.

MR. ZELINSKY questioned the fact that it was for the presidential preference primary.

MS. M. RINALDI said that the state lines were redistricted and this appropriation is to inform the voters where the new lines are for voting. This was originally in the budget but was cut and placed in the contingency fund.

FISCAL COMMITTEE: (continued)

MR. ZELINSKY asked if an additional appropriation would be forthcoming for the actual expenses for the presidential primary?

MS. M. RINALDI stated that a primary was mandated by the State and in all probability, an additional appropriation request will be made.

PRESIDENT LYONS called for a vote to approve \$50,000 for the Registrars of Voters Redistricting. APPROVED by voice vote.

LEGISLATIVE & RULES COMMITTEE - Maria Nakian, Chairwoman

MRS. NAKIAN said the Legislative and Rules Committee met on Monday, December 30, 1991, at 7:30 p.m. Present were Committee members Nakian, LaDestro, Maihock, Mitchell, Morris, J. Rinaldi, Sherer and Zelinski; David Martin was excused; also present was Rep. Rubino, Daniel McCabe, Corporation Counsel and on item one, Greg Dunn, Executive Director of NPPI and on item two, Deputy Police Chief Walter Young.

Mrs. Nakian said that the Committee also met this evening at 6:45 p.m. Present were Committee members Nakian, Bromley, Domonkos, LaDestro, Maihock, Martin, Mitchell, Morris, Rinaldi and Sherer; also present were Reps. DePina, Owens, Rubino and Daniel McCabe, Corporation Counsel.

1. (L&R22.01) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING TAX ABATEMENT FOR SITE AT 93 SPRUCE STREET DEVELOPED BY NEIGHBORHOOD PRESERVATION PROGRAM OF STAMFORD. Originally submitted by Greg Dunn, Executive Director, Neighborhood Preservation Program of Stamford, CT., Inc., 295 West Main Street, Stamford, CT 06902, 7/11/91; resubmitted by Rep. Maria Nakian, 11/20/91. Held in Committee 12/16/91.

MRS. NAKIAN said the property was being developed by NPPI for 15 affordable housing units, 11 have closed to date, two have binders and two have not been sold. Mrs. Nakian stated that when a unit is sold, it becomes taxable property and the tax abatement is only for a limited time period and is granting a reimbursement for the taxes paid for the first half of the 1990 Grand List. She said the total of the money comes to \$5,591. Mrs. Nakian stated that in July or at the sale of the last unit, the Board is authorizing a reimbursement of the second half of the taxes minus any money that they are reimbursed at the time of closing.

Mrs. Nakian said that the Committee voted six in favor, one opposed and no abstentions to approve for publication. Seconded.

The record will note that due to a conflict, Ellen Bromley left the Floor on the discussion and vote on this item.

PRESIDENT LYONS called for a vote to approve for publication, the proposed ordinance concerning tax abatement for site at 93 Spruce Street. APPROVED by voice vote with five no votes, Mrs. Perillo, Mr. DeLuca, Mr. LaDestro, Mr. Jetta and Mrs. Maihock.

LEGISLATIVE & RULES COMMITTEE: (continued)

2. (L&R22.06) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING LOITERING.

Submitted by Rep. James Rubino, R-7, 11/13/91. Held in Committee 12/16/91.

HELD IN COMMITTEE

MRS. NAKIAN said the ordinance was received this evening and there were questions that needed to be resolved.

MR. RUBINO Moved that item two be taken out of Committee. Seconded.

MR. RUBINO said that it was important to his district that the proposed ordinance be passed as soon as possible. He said that he represented the 7th District which takes in Custer Street and Lawn Avenue housing projects and extends into the East Main Street area.

Mr. Rubino stated that the ordinance outlaws loitering for the purpose of drug dealing. He said the ordinance has safe guards and cannot be used to harass innocent persons and can only be used against a person who has been convicted of a narcotics offense in the past year, a person who is manifesting behavior of a drug dealer and a person who refuses to move when asked to do so by an officer.

Mr. Rubino said that the ordinance was approved and amended by the Corporation Counsel's office as being fair and constitutional in the eyes of the Law Department. Mr. Rubino said that the ordinance has been on the Agenda for quite sometime and should be passed for publication as it is a good ordinance and the sooner it is passed, the sooner the Board can get public input at the public hearing. Mr. Rubino stated that to delay the process, hurts the community in his district; 1) delays the publication and public hearing causing the public to be in the dark as to the exact content of the ordinance and the public's right to comment is delayed; 2) and most import, the Police Department stated at the meeting that they like the ordinance and they want to be able to enforce the ordinance as soon as possible.

Mr. Rubino said that there are neighborhoods in the city that are literally held hostage by drug dealing and violence, and this occurs in his district. Mr. Rubino urged that the process be started to give the police the tools needed to protect the citizens of the City.

MRS. NAKIAN said that the ordinance was important to the entire City and not just to Mr. Rubino's district, and for that reason, she stated that it was important that the process be done correctly. She said that Mr. Rubino's statement in regards to safeguards was true, but in the re-writing of the ordinance, there were things which did not come out right. Mrs. Nakian said that one of the most important safeguards, if the person cited under this ordinance is a known drug dealer, or a known drug seller, was lost in the ordinance. Mrs. Nakian said that the ordinance cannot be changed by a word here and there; it must be looked at closely.

Mrs. Nakian stated that another important point was brought up this evening and the Law Department agreed that it was significant and should be looked at and the measure taken. Mrs. Nakian said that when it is said, "a known drug dealer" drug dealers under the age of 16 and possibly under the age of 18, are not convicted; they are youthful offenders. She said that the ordinance possibly is encouraging the drug dealers to use young children to solicit and work for them. She said that is not wanted; to entice children into becoming drug dealers and for that reason, it is important to take another month to clarify this.

LEGISLATIVE & RULES COMMITTEE: (continued)

MRS. NAKIAN said that she realized that everyone would like the ordinance to be approved, but she would like to see it approved with these safeguards.

PRESIDENT LYONS asked when the amended version was received from Corporation Counsel?

MRS. NAKIAN stated that the first version was received over the weekend. She said that she had spoken to Attorney Robinson this morning, and he made changes and those changes were on each members' desk at 6:45 this evening. Mrs. Nakian said that the Committee met this evening at 6:45 not having seen the new changes.

MR. OWENS said that, in the past, he spoke to Mr. Rubino in regards to the ordinance as the ordinance was proposed by Mr. Rubino. Mr. Owens stated that he is in a district that has drug problems that this ordinance would cover. Mr. Owens asked that the ordinance be Held for one month so that he can talk to community leaders and community activists to discuss and to make sure that the ordinance is what the community would like to see. He said that the ordinance may not be strong enough or it may be too strong, and he would like the opportunity to come back to the Committee prior to publication. Mr. Owens stated that the ordinance has been in the works for two years and to rush it through in two months is ludicrous.

MR. DeLUCA stated that he was in favor of taking the ordinance out of Committee.

MR. LEYDON stated that he agreed with Mr. Rubino but being there may be a constitutional challenge eventually, that it would be better to have all the "i's" dotted and "t's" crossed to make sure the ordinance is as tight as possible as there is a 99% probability that this will be seen in court.

MR. RUBINO said that in regards to children being driven to drug dealing, he did not think that was a valid point because it was not an ordinance that will arrest you; it is an ordinance that gives the police the power to move people along and break up groups and loitering.

MR. MARTIN stated that the Law Department did substantially rewrite Mr. Rubino's ordinance. Mr. Martin said that he spoke to Corporation Counsel McCabe and he concurred with the decision made by the Committee. Corporation Counsel stated that it was an important ordinance, and Stamford is the first city in the State to work on such an ordinance and there are a few technicalities that have to be looked over very carefully. Mr. Martin said the ordinance should be Held to go over the few technicalities.

MR. PAVIA stated he was in support of taking the item out of Committee.

MRS. BROMLEY Moved the question. Seconded.

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

PRESIDENT LYONS proceeded to a vote to take out of Committee, the proposed ordinance concerning loitering. DEFEATED by a vote of 24 no and 14 yes votes. The proposed ordinance will be Held in Committee as recommended by the Committee.

MR. BOCCUZZI Moved to take up the Teachers' Contract on the Labor Relations Committee's Agenda. Seconded.

PRESIDENT LYONS called for a vote to take up the item in regards to the Teachers' Contract. APPROVED by voice vote with no dissenting votes.

LABOR RELATIONS COMMITTEE - Kurt A. Jetta & John J. Boccuzzi, Co-Chairmen

MR. BOCCUZZI said the Labor Relations Committee met on Thursday, January 2, 1992. Present were Committee members Boccuzzi, Jetta, Bromley, Hogan and Loglisci; Ms. M. Rinaldi was excused because she was Chairing the Fiscal Committee meeting. Also present were Reps. John Zelinsky and Marggie Laurie and Joseph Tarzia, Chairman of the Board of Finance.

1. APPROVAL OF LABOR AGREEMENT BETWEEN THE STAMFORD BOARD OF EDUCATION AND THE STAMFORD EDUCATION ASSOCIATION. Agreed to on 12/7/91 & filed with Town Clerk on 12/18/91. Board of Representatives has 30 days to act upon Agreement. Submitted by Mildred J. Merchant, Personnel Director, Stamford Public Schools, P. O. Box 9310, Stamford, CT 06904, 12/18/91.

MR. BOCCUZZI said that after the contract was discussed with the Board of Education's negotiating team, the Committee voted five to zero to approve the contract. Moved and Seconded.

PRESIDENT LYONS called for a vote to approve the contract. APPROVED by voice vote with no dissenting votes and two abstentions, Mrs. Domonkos and Mr. White. Mrs. Domonkos and Mr. White did not take part in any discussions.

PERSONNEL COMMITTEE - John J. Hogan, Jr., Chairman

MR. HOGAN said the Committee met on Monday, December 30, 1991, at 7:00 p.m. Present were Reps. Larobina, Mitchell, Zelinsky, Laurie, J. Rinaldi, Stork and Hogan.

1. APPROVAL OF PAY PLAN FOR NON-UNION ADMINISTRATORS. Submitted by Sim Bernstein, Personnel Director, 12/13/91. Approved by Personnel Commission 5/23/91. Board of Finance approved 8/8/91. This is a resubmission.

MR. HOGAN said that the Committee voted unanimously to recommend to the Board, approval of the Plan with a stipulation that the Chairman of the Committee be instructed to seek the counsel of the city attorney and asked whether or not the 6% proposed in the Pay Plan could be reduced by the Committee to 3%? Mr. Hogan stated that this was done. Mr. Hogan read from the opinion issued by Corporation Counsel McCabe, "This sections clearly provides that it is the Personnel Department that establishes the Pay Plan. The Personnel Commission, Board of Finance and the Board of Representatives only has the power to approve or implicitly reject the Plan." Mr. Hogan said that under the motion made in Committee, the Committee voted to adopt the said Plan with the 6%. Mr. Hogan Moved for approval. Seconded.

MR. BOCCUZZI stated that in order to get any change in the Plan, it must be acted upon to either accept or reject the Plan. Mr. Boccuzzi said that he was not comfortable in approving the Plan with the 6% in the Plan, and since action must be taken, he asked that the Board turn the Plan down so that the Personnel Commission can resubmit another Plan. Mr. Boccuzzi stated that at the meeting, the Personnel Commission said that they would be submitting a new Plan in March.

PERSONNEL COMMITTEE; (continued)

MR. DeLUCA said that he agreed with Mr. DeLuca. He said that this was the same Plan that was rejected by the previous Board. Mr. DeLuca stated that with the present economic conditions, there is no need to be competitive in the job market with a 6% for any new employees coming onboard.

MR. KOSBOB stated that he was against the Plan. He said that it did not address the issue of medical benefits and whether those under the Plan should share in the benefits.

MR. LEYDON said that he echoed the sentiments expressed by the previous speakers. Mr. Leydon stated that the next Plan should include modest increases and givebacks much the same as in the Teachers' contract.

PRESIDENT LYONS proceeded to a vote to approve the Pay Plan for Non-union Administrators. DEFEATED by a vote of 29 no and seven yes votes with four abstentions. (Note: A copy of the Pay Plan is attached to these Minutes)

2. MATTER OF HIRING A ZONING ENFORCEMENT OFFICER. Requested by Rep. William Kosbob, D-16, 12/17/91.

HELD IN COMMITTEE (MATTER IS IN LITIGATION)PLANNING & ZONING COMMITTEE - W. Dennis White, Chairman

MR. WHITE said that the Planning and Zoning Committee held a meeting at 7:30 p.m. on Thursday, December 19, 1991. Present were Committee members DePina, LaDestro, Laurie, Morris, Pavia and White; Rep. Clemmons was excused as he was out-of-town. Also present was David Emerson, Executive Director of the Environmental Protection Board of the City; Lena Winter, Edward Lynn, Siri Lynn, Hugh F. Winter, one of the applicants, of 321 Frogtown Road, New Canaan; he spoke for the application; also present were Dr. Sam Kahn and Renee Kahn of the Environmental Council of Stamford and John Roman of WSTC.

1. REFERRAL OF ZONING BOARD'S ACTION DISAPPROVING APPLICATION 91-009, HUGH F. WINTER, LENA WINTER/EDWARD B. LYNN & SIRI E. LYNN, 385-401 WOODBINE ROAD, ZONING MAP CHANGE FROM RA-2 ONE FAMILY, TWO ACRE RESIDENCE DISTRICT (AREA 87,120 SQUARE FEET PER FAMILY) TO RA-1 ONE FAMILY, ONE ACRE RESIDENCE DISTRICT (AREA 43,560 SQUARE FEET PER FAMILY) FOR PROPERTY LOCATED AT 385 AND 401 WOODBINE ROAD. Pursuant to Charter Section C6-40-6, the Zoning Board referred petition of above application to the Board of Representatives. Action must be taken no later than the January Board meeting. Submitted by Joseph A. Frattaroli, Chairman, Stamford Zoning Board, 11/13/91. Held in Committee 12/16/91.

MR. WHITE made the following report:

"The basic thrust of the applicant was that any concern that the sites involved could not support another septic system was foolishness. After all, the land prior to 1985 comprehensive rezoning was RA-1 and indeed, after comprehensive rezoning, much of the nearby land remained so. In point of fact, RA-2 zoning which was originally relatively distantly north of him was brought down to the lot lines parallel and adjacent to his land. His property and the adjacent Lynn property were, so he believed, quite capriciously and arbitrarily included in the new RA-2 zone.

PLANNING & ZONING COMMITTEE: (continued)

MR. WHITE: (continuing) "Soil studies, he believed, has also demonstrated that both sites could easily accomodate another septic field. Indeed, the Water Company which owns nearby watershed lands had no objection to the rezoning request, including the removal of deed restrictions on the two properties. All of this land including the properties in question, east to the present Water Company land, had previously been owned by the Water Company. Relatively recently, it had been sold off to private developers. The rationale of the Water Company was/is and hence, that of Mr. Winter is that the state mandated that the Stamford and other Connecticut water companies install water purification plants. Therefore, large watershed areas to filtrate water had been made largely obsolescent. If the Water Company was unconcerned about water purity, why should the local EPB, the Planning Board and Zoning Board be more concerned over water potability than they? It was a clear case of trying to be more Catholic than the Pope.

"He, Mr. Winter, was also exercised by what he felt was the Zoning Board's arbitrary and capricious inclusion of the site in the RA-2 zone, when all other properties around him were left in the RA-1 zone. He pointed out that in 1985, the RA-2 zone had been brought down to the northern lot lines of adjacent properties. Two exceptions were his and the adjacent Lynn property. The zone line had been zigged to include the site at issue in the Ra-2 designation.

"What he failed to point out was that across the road--Woodbine Road, all the west side of Woodbine Road had been RA-2 in the comprehensive rezoning. The Committee felt that the Zoning Board's explanation was logical and sensible, i.e., the reason they did not make the entire area RA-2 zone was that many of the lots south of the site in question, on the eastside of Woodbine Road, were already developed as one-acre sites. To make them RA-2 would be to make a large area non-conforming. A major thrust of Martin Levine's drive for comprehensive rezoning was to bring a semblance of order and consistency to the land use table. Indeed, the testimony of some previous Zoning Board members was that they were perfectly willing to make the entire area non-conforming RA-2 but were dissuaded by Levine that such a move could jeopardize the entire project.

"The Committee also felt that the testimony of Pavia and the Water Company that the site could accept two more septic systems was a masterpiece of equivocation. While seemingly saying it was o.k., a close reading of their analysis--that part that was released to us (Mr. Pavia's)--was so stippled with reservation and vaguaries as to be useless should anyone seriously challenge it.

"Then, too, much of the testimony seemed to support a different conclusion than was implied, e.g., the assertion that after a heavy rainfall, the area in question was quickly drained and dry would seem to bolster the argument that the area drains off very quickly with minimal filtration into the ponded area. It should also be noted that Emerson of the EPB pointed out in his testimony that filtration for water purity is not the only--or even the primary--purpose of watershed area, but that of a time-release mechanism, i.e., the less development in an area, the slower the runoff and leaching of water into the ponded area. Hence, the slower the evaporation. Therefore, in terms of drought, the greater your margin of reserve.

PLANNING & ZONING COMMITTEE: (continued)

MR. WHITE: (continuing) "It should also be noted that your Planning and Zoning Committee is cognizant of the opinion and belief of many environmental and ecology groups that the Connecticut water companies have fallen into the hands of speculators eager for an excuse to divest and sell off watershed land. Naturally, the higher the densities allowed, the greater the profit. Hence, the suspicion that water companies are hardly the hard nosed protectors of the watershed and environmental concerns. The state legislature has forced a temporary hiatus of further watershed divestiture. At any rate, residential water in this area is well water, totally filtered by ground sediments.

"One final note, despite disclaimers to the contrary, there is an axiom of land use, that sooner or later, in Stamford, probably sooner, a tract of land will be developed to the maximum density allowed by zoning. Hence, by a vote of six in favor and none against, the Committee voted to deny the application and to uphold the EPB and Planning Board's recommendations and the Zoning Board's denial.

"Therefore, following the practice of phrasing the motion in the positive, I Move to grant application 91-009--that a site of land a little over four acres, bounded by Woodbine Road to the west, and north by the property of Roger Thompson, et al, south by the property of Mary Annunziata, et al, both of Woodbine Road, east by the properties of Walter L. Moodie, and Samuel Stark of 248 and 240 Thornwood Road, respectively, be granted. That is to rezone the property of Hugh F. Winter and Lena Winter/Edward Lynn and Siri Lynn at 401 and 385 Woodbine Road respectively, from RA-1 to RA-2 zoning designation.

"Remember, the Committee recommendation is to deny; so a "no" vote upholds the Committee's recommendation and the Zoning Board's decision. And I so Move."

Mr. White's Motion was Seconded.

PRESIDENT LYONS informed the Representatives that all Motions are phrased in the positive; the Committee recommended that the Board uphold the Zoning Board's decision; the Committee's Motion was to approve; a no vote is in favor of the Committee's Motion; if against the Committee, you vote yes.

President Lyons proceeded to a vote to approve the application. DEFEATED by a vote of 36 no, no yes votes with two abstentions, Mr. Hogan and Mrs. Perillo. The Zoning Board's decision has been upheld.

MR. WHITE stated that on item 2, the Committee met on Thursday, January 2, 1992, at 7:30 p.m. Present were Reps. LaDestro, Laurie, Morris, Pavia and White. Rep. Mollo was attending the Fiscal Committee meeting and Rep. DePina was excused. Jon Smith, Director of Planning and Zoning was also present.

2. MATTER OF COLOR CODED PLANNING MAP AND ZONING MAP. Requested by Rep. W. Dennis White, D-1, 12/18/91.

HELD IN COMMITTEE

PLANNING & ZONING COMMITTEE: (continued)

MR. WHITE said that after much discussion, he was authorized by the Committee to pursue negotiations with a company that can do the work, MacNaughton-Einson Graphics of Fairlawn, New Jersey. Mr. White said that the price seems to be reasonable pending example of what we demand and that Mr. Jon Smith promised to mail the company original art mechanicals. Mr. White also stated that the Committee instructed him to discuss the in-house art work possibilities to program the map with Mr. Tom Janke.

PUBLIC WORKS & SEWER COMMITTEE - Bobby Owens & Frank A. Mollo, Co-Chairmen

No report.

HEALTH & PROTECTION COMMITTEE - Joseph Lovallo & Audrey Maihock, Co-Chairpersons

No report.

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

No report.

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

No report.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - Frank A. Mollo, Chairman

MR. MOLLO said the Committee met on January 2, 1992, at 7:30 p.m. Present were Reps. Pavia, Mitchell, Johnson, Mellis and Mollo. Also present was Edward Schwartz, Director of the Housing Authority.

1. APPROVAL OF REMAINING HOUSING AUTHORITY FUNDS IN THE AMOUNT OF \$43,321.62 TO BE USED FOR ROOF REPLACEMENT AT THE CHESTER ADDISON CENTER. Requested by Edward S. Schwartz, Director, Stamford Housing Authority, 12/18/91.

MR. MOLLO said the Committee voted 5-1-0 to approve the funds. Mr. Mollo stated that this was information for the Board and that no action is needed by the Board.

URBAN RENEWAL COMMITTEE - Mary Lou Rinaldi & Michael Larobina, Co-Chairpersons

No report.

ENVIRONMENTAL PROTECTION COMMITTEE - Donald Sherer, Chairman - No report.

TRANSPORTATION COMMITTEE - Judith Evanko, Chairwoman - No report.

SPECIAL COMMITTEES

HOUSE COMMITTEE - Gerald Rybnick, Chairman - No report.

COLISEUM AUTHORITY LIAISON COMMITTEE - Garry Clemmons, Chairman - No report.

LABOR RELATIONS COMMITTEE - Kurt A. Jetta & John J. Boccuzzi, Co-Chairmen

1. APPROVAL OF LABOR AGREEMENT BETWEEN THE STAMFORD BOARD OF EDUCATION AND THE STAMFORD EDUCATION ASSOCIATION. Agreed to on 12/7/91 & filed with Town Clerk on 12/18/91. Board of Representatives has 30 days to act upon Agreement. Submitted by Mildred J. Merchant, Personnel Director, Stamford Public Schools, P. O. Box 9310, Stamford, CT 06904, 12/18/91. Board of Finance to issue advisory opinion.

This item was taken earlier in the meeting, see page 17 for details. The item was approved by a voice vote with no dissenting votes and two abstentions, Mrs. Domonkos and Mr. White.

ECONOMIC DEVELOPMENT COMMITTEE - William Belcher, Chairman - No report.

ETHICS REVIEW COMMITTEE - James Rubino & Maria Nakian, Co-Chairpersons

No report.

REAPPORTIONMENT COMMITTEE - Philip R. Stork & David R. Martin, Co-Chairmen

No report.

AUDIT OVERSIGHT COMMITTEE - Robert DeLuca & John J. Boccuzzi - No report.

RESOLUTIONS

MR. ZELINSKY Moved to Suspend the Rules to take up a resolution not on the Agenda. Seconded.

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

1. SENSE-OF-THE-BOARD RESOLUTION CONGRATULATING SAINT JOSEPH MEDICAL CENTER IN CELEBRATION OF FIFTY YEARS OF SERVICE TO THE GREATER STAMFORD COMMUNITY. Submitted by Rep. John R. Zelinsky, Jr., 11D.

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

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

RESOLUTION: (continued)

MR. STORK Moved to Suspend the Rules to take up a Sense-of-the-Board Resolution concerning repeal of parental consent requirement for HIV/AIDS testing. Seconded.

PRESIDENT LYONS called for a vote to Suspend the Rules. DEFEATED by voice vote.

MR. HOGAN said a resolution regarding the Researcher position was circulated this evening. He said he was withdrawing the resolution as it would be submitted for Steering.

MRS. NAKIAN stated that she would like to have an opportunity to explain to the Pages present this evening, why Suspension of Rules was not approved to take up the HIV/AIDS resolution. Mrs. Nakian stated that the action was not against the resolution, but that the Board was not in favor of taking out of the normal process, things which really are substantive unless the item is of an absolute emergency.

Mrs. Nakian said that the resolution should be put on the Steering Committee Agenda and a Committee assigned so that the members have a chance to discuss and vote on the purpose of the resolution.

MINUTES

1. NOVEMBER 6, 1991 REGULAR BOARD MEETING (21ST BOARD OF REPRESENTATIVES).
Approved as corrected by Rep. John R. Zelinsky; page 3, Mr. Zelinsky said that he was not present for any of the votes taken on the names that appeared on the Appointments Committee Agenda. He arrived at the meeting after the votes were taken; at the Fiscal Committee.

MR. SHERER stated that in the Rules of Order concerning the Minutes, the Rules state that they should be recorded as what was done, not what was said. He said that it has been a tradition of the Board to have very complete Minutes. He wondered why it could not be stated, "a discussion was held and the vote was" He asked why the tradition continues when it is not really necessary and not part of the Roberts Rules of Order?

MS. SUMMERVILLE said that there will be a discussion on Minutes at the Legislative Seminar which is to be held shortly. She stated that years ago, the Minutes were done verbatim and that we are getting to the point referred to by Mr. Sherer. Ms. Summerville said that there will always be Representatives that prefer verbatim Minutes. She stated that the Minutes record how those Representatives debated and that seems to be a priority on their Agenda. Ms. Summerville said that the bottom line on the subject is that some prefer verbatim and others do not.

2. DECEMBER 2, 1991 ORGANIZATIONAL MEETING OF 22ND BOARD OF REPRESENTATIVES -
APPROVED.

3. DECEMBER 16, 1991 REGULAR BOARD MEETING - Not ready.

COMMUNICATIONS - None.

OLD BUSINESS

MR. DeLUCA asked if the Purchasing Agent's salary was included in the 1991/92 budget?

MS. M. RINALDI said that she spoke to Frank Harrison at the last Fiscal Committee meeting, and Frank indicated that Purchasing Agent's salary was not in the request; the request was for the Senior Buyer's salary and subordinates.

MR. DeLUCA asked if Mr. Harrison could come up with figures so that a comparison could be made to what was approved in the budget?

MR. DeLUCA questioned the contingency statements received. He stated that on the October statement on the Teamsters' Contract, the pending figure is \$711,696, and a month later, the statement shows \$1,182,879; an increase of \$471,000. He questioned why there is an increase?

MR. BOCCUZZI said that when the reports first came, they had projections on the reports. He said that he told the Finance Department that that was not what the Board was looking for; the Board wanted to know what the contingency fund is, all the appropriation against the contingency fund, plus the appropriations for the month against the contingency fund and what the bottom line figure would be. Mr. Boccuzzi stated that originally on the reports, anticipated expenditures were put on.

MR. DeLUCA said that the one preparing the report should be notified to highlight the increase and give details as to why the increase.

NEW BUSINESS - None.

ADJOURNMENT - Upon a motion duly made and Seconded and Approved by a voice vote, the meeting was adjourned at 11:10 p.m.



Anne A. Kachaluba, Administrative Assistant
and Recording Secretary
22nd Board of Representatives

APPROVED:



President
22nd Board of Representatives

RLL:ak
Enclosures