

MINUTES OF REGULAR BOARD MEETING

MONDAY, FEBRUARY 1, 1993

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, February 1, 1993, in the Legislative Chambers of the Board of Representatives, Government Center, 888 Washington Boulevard, Stamford, Connecticut.

The meeting was called to order at 9:15 by President Richard L. Lyons after both parties met in caucus.

INVOCATION: was given by Rev. Brenda Stiers, Council of Churches & Synagogues
628 Main Street, Stamford, CT 06901

"Loving God, We gather tonight in the city we love, to conduct business and to establish standards of ethical conduct, to struggle with our fears and to give account for our hopes. We gather to weep for the tragedies of urban life and to celebrate its vast creative joys.

"Our city is made up of people who haven't given up on their dreams, dreams of diversity, of community, of courage and faithfulness. And so we ask tonight, dear God, that we might pray for a city where all of humanity might come together, breaking down all of the barriers of race and culture and class. Help us to dream dreams that make our souls quiver, that provide for us visions of a place where people find wholeness, where people accept strangers as sisters and brothers, where streets are alive with community and compassion.

"Keep us dreaming of a city that is about discovering the face of God in our children and their future. Help us to discover those moments of love in every life that can create a new kind of city in our midst. Dedicate us and the work of this Body to building bridges, creating visions and doing the tasks that make dreams real. May your creative spirit guide our deliberations and be with us in the tasks that we undertake in the weeks ahead. Amen."

PLEDGE OF ALLEGIANCE TO THE FLAG was led by President Richard L. Lyons.

ROLL CALL was taken by Clerk of the Board Annie M. Summerville. There were 36 members present and four absent. Absent were Mildred Perillo (excused), William Belcher, W. Dennis White and Judith Evanko.

The Chair declared a quorum.

MACHINE TEST VOTE: Test votes were taken by President Richard L. Lyons; the machine was in good working order. (The tape recorder was not in good working order)

MOMENTS OF SILENCE:

For the late MARY BALLIN requested by Ellen Mellis and William Belcher, 13th District Representatives. "We wish to extend our deepest sympathy to you, Dr. Bert Ballin and your family on the death of your mother who passed away on Saturday, January 9, 1993. We hope that her 94 years of life has left you and your family with wonderful, loving memories which will ease your pain and loss. Again, please accept our condolences and sympathy."

For the late JOHN J. McINERNEY requested by Philip R. Stork, 15th District Representative. "John J. McInerney, a retired Stamford police lieutenant, passed away on January 16, 1993 at St. Joseph Medical Center after a long illness. He was 87. Mr. McInerney was born June 11, 1905, in Danbury. In 1958, he retired from his position with the Stamford Police Department after serving the city for 30 years. He is survived by his wife, Margaret DeMilia McInerney of Stamford, a daughter, two sons including Daniel McInerney of Stamford who is a member of the Stamford Republican Town Committee, a stepdaughter, a stepson, a sister, three grandchildren and one great grandson. Mr. McInerney, a highly respected constituent of mine, was a first class citizen who loved his community and will be sorely missed."

For the late NICHOLAS S. TATANO requested by Representative Ralph F. Loglisci of the 14th District and Representative John J. Boccuzzi of the 2nd District. "Nicholas S. "Gig" Tatano was an employee of the World Wrestling Federation. He died at Stamford Hospital after a long illness. He was 64. He was the son of the late Nicola and Anna Tatano. Mr. Tatano was also the proprietor of several variety stores in Stamford and Rowayton. He is survived by his former wife, Mary Iaria Tatano; a son, Randy Tatano; a brother, Andrew Tatano and three sisters, Lena Uva, Ann Collarini and Mary Tatano. Sincerest sympathy is extended to his family."

For the late FRANCES CASILLO requested by Representative Mildred Perillo of the 9th District. "Mrs. Casillo was the mother of Joseph Casillo. I extend my deepest sympathy to Joseph and his family."

For the late BRUNO TARZIA requested by Representative Mildred Perillo of the 9th District. "Mr. Tarzia is survived by his wife, Anita and family. My sincerest sympathy to Mrs. Tarzia and family."

For the late Justice THURGOOD MARSHALL requested by Representative Annie M. Summerville of the 6th District. "Justice Marshall died at the age of 84. He changed America in ways no other person has and he will never be forgotten. He fought long and hard for desegregation in education. Justice Marshall was first appointed to the federal appeals court by President John F. Kennedy and later to the Supreme Court by President Lyndon Johnson. On the high court, his commitment to civil rights never wavered. Justice Marshall served 24 years on the Supreme Court. A great tribute to Justice Marshall would be to continue his work."

STANDING COMMITTEES

PRESIDENT LYONS announced a change on the Planning and Zoning Committee; Philip Stork will replace Marggie Laurie.

STEERING COMMITTEE: Chairman Richard L. Lyons

REPORT. Waived.

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 13, 1993, in the Democratic Caucus room of the Government Center, 888 Washington Boulevard. The meeting was called to order by Chairman Richard L. Lyons at 7:35 p.m. who declared a quorum.

Present at the meeting:

Richard L. Lyons, Chairman	Joseph Gergle	Marggie Laurie
Carmen Domonkos	Bobby Owens	Mary Lou Rinaldi
Ralph Loglisci	Elaine Mitchell	Annie Summerville
James Rubino	John Hogan	Philip Stork
John Boccuzzi	Maria Nakian	John Roman, WSTC
David Martin	W. Dennis White	Larry Hartstein, Advocate
Ellen Bromley	Garry Clemmons	Anne Kachaluba
John R. Zelinsky, Jr.	Ronald Sabia	

(Reps. Scott Morris & Joan Rinald were excused)

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

FISCAL COMMITTEE - Ordered on the Agenda were 13 of the 14 items appearing on the Tentative Steering Agenda and the two items appearing on the Addenda. Ordered on the Pending Agenda from the Tentative Steering Agenda was the Matter of SEMS request for city funds.

LEGISLATIVE & RULES COMMITTEE - Ordered on the Agenda were two of the three items appearing on the Tentative Steering Agenda and four items appearing on the Addenda. Ordered to the Pending Agenda was the proposed ordinance concerning tax abatement for property at 48 Orchard Street purchased by Neighborhood Housing Services. Ordered off the Pending Agenda was the item combining auto taxes with real estate taxes.

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

PLANNING & ZONING COMMITTEE - Ordered on the Agenda were the four items appearing on the Tentative Steering Agenda.

PUBLIC WORKS & SEWER COMMITTEE - Ordered on the Agenda were the two items appearing on the Tentative Steering Agenda.

HEALTH & PROTECTION COMMITTEE - Ordered on the Agenda were the two items appearing on the Tentative Steering Agenda.

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

EDUCATION, WELFARE & GOVERNMENT COMMITTEE - No items appeared on the Tentative Steering Agenda.

STEERING COMMITTEE REPORT: (continued)

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda.

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

ENVIRONMENTAL PROTECTION COMMITTEE - No items appeared on the Tentative Steering Agenda.

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

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

COLISEUM AUTHORITY LIAISON COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda.

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

ECONOMIC DEVELOPMENT COMMITTEE - No items appeared on the Tentative Steering Agenda. Ordered on the Agenda under Suspension of Rules was a Review of the Mayor's plan on Economic Development.

ETHICS REVIEW COMMITTEE - Ordered on the Agenda was the one item appearing 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.

CHAIRMAN LYONS announced that Rep. Gloria DePina is replacing Rep. Garry Clemmons on the Fiscal Committee.

ADJOURNMENT - There being no further business to come before the Steering Committee, upon a motion made, Seconded and Approved, the meeting was adjourned at 8:09 p.m.

Richard L. Lyons, Chairman
Steering Committee

APPOINTMENTS COMMITTEE - Annie Summerville & Ellen Bromley, Co-Chairwomen

MS. SUMMERVILLE said that the Committee met on Tuesday, January 26, 1993 at 7:00 p.m. Present were Committee members Annie Summerville, John Laydon, Ellen Mellis, Ralph Loglisci, Thomas Pia and Philip Stork; excused were Reps. Ellen Bromley, Gloria DePina and John Boccuzz.

Ms. Summerville placed items one, three, four, five and eight on the Consent Agenda.

APPOINTMENTS COMMITTEE: (continued)

ENVIRONMENTAL PROTECTION BOARD

TERM EXPIRES

- | | | |
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| 1. <u>MS. CYNTHIA BITTON</u> (R)
58 Westview Lane
(Held in Committee 1/4/93) | Replacing John Zimmerman
who resigned. | 12/1/95 |
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APPROVED ON CONSENT AGENDA

BOARD OF TAX REVIEW

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|--|--|---------|
| 2. <u>MS. DIANE E. MARTIN-TRYHANE</u> (R)
37 Glenbrook Road
(Held in Committee 1/4/93) | Replacing Edwin Greenberg
whose term expired. | 12/1/94 |
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MS. SUMMERVILLE said that the Committee voted four in favor and two opposed for approval of Ms. Martin-Tryhane. Moved. Seconded.

MR. DeLUCA Moved to return item two to Committee. Seconded.

PRESIDENT LYONS called for a vote to return item two to Committee. APPROVED by voice vote with no dissenting votes.

SEWER COMMISSION

- | | | |
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| 3. <u>MR. LOUIS CASALE</u> (R)
155 Frederick Street | Replacing George Helenese
whose term expired. | 12/1/95 |
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APPROVED ON CONSENT AGENDA

SEWER COMMISSION

- | | | |
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| 4. <u>MR. JOSEPH RINALDI</u> (R)
34 Donald Road | Reappointment. | 12/1/94 |
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APPROVED ON CONSENT AGENDA

PATRIOTIC & SPECIAL EVENTS COMMISSION

- | | | |
|---|---------------------------------------|---------|
| 5. <u>MR. TONY PANARO</u> (R)
142 Courtland Street | Replacing P. Canzano
who resigned. | 12/1/96 |
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APPROVED ON CONSENT AGENDA

PERSONNEL COMMISSION

- | | | |
|---|----------------|---------|
| 6. <u>MR. MARC TEICHMAN</u> (R)
32 Fishing Trail | Reappointment. | 12/1/96 |
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APPOINTMENTS COMMITTEE: (continued)

MS. SUMMERVILLE said the Committee voted six to zero to approve Mr. Teichman. Moved. Seconded.

MR. LOGLISCI said that he felt that Mr. Teichman was too close and echoing the Personnel Department rather than being independent of it. He said that he would vote no on the appointment.

PRESIDENT LYONS called for a vote to approve Mr. Teichman to the Personnel Commission. APPROVED by voice vote with 34 yes votes and two no votes, Mr. Loglisci and Mr. DeLuca.

PRESIDENT LYONS wanted the record to note that Rep. W. Dennis White joined the meeting; 37 members present and three absent.

PARKS & RECREATION COMMISSION

TERM EXPIRES

7. <u>MR. RAYMOND DeLUCA</u> (R) 15 Whittaker Street	Replacing M. Saccardi whose term expired.	12/1/94
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HELD IN COMMITTEE

HUMAN RIGHTS COMMISSION

8. <u>MR. CARMINE VACCARO</u> (R) 100 West Trail	Reappointment.	12/1/94
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APPROVED ON CONSENT AGENDA

MS. SUMMERVILLE Moved the Consent Agenda. Seconded.

PRESIDENT LYONS called for a vote to approve the Consent Agenda. APPROVED by voice vote, 37 yes votes, no dissenting votes.

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

MS. M. RINALDI said that the Committee met on Wednesday, January 27, 1993. Present were Committee members Gloria DePina, Nicholas Pavia, Ralph Loglisci, Kurt Jetta, Maria Nakian, Carmen Domonkos, Mary Lou Rinaldi, John Hogan, Gerald Rybnick and John Leydon.

Ms. M. Rinaldi placed items 7, 8, 9, 10, 11, 13 and 15 on the Consent Agenda. All Secondary Committees concurred or waived the Secondary Committee report.

1. \$1,100,000.00 - DEPARTMENT OF PUBLIC WORKS - AMENDMENT TO CAPITAL PROJECTS BUDGET FOR FISCAL YEAR 1992/93 FOR PROJECT CODE 330.215 WEST MAIN STREET BRIDGE (11E5) - additional appropriation for rehabilitation of the bridge. To be funded by \$832,810 City bonds and \$267,190 state grant. Also, adoption of resolution concerning funding as stated on Exhibit A. Request by Mayor Stanley J. Esposito, 9/28/92. Contingent upon Planning Board and Board of Finance approval. Held in Committee 12/1/92 & 1/4/93.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

HELD IN COMMITTEE

FISCAL COMMITTEE: (continued)

2. \$ 18,810.25 - ETHICS BOARD - CODE 134.5110 ETHICS BOARD - additional appropriation needed to pay attorney's fees through June 30, 1992 for Police Chief George Mayer in 911 investigation pursuant to employment contract. Request by Mayor Stanley J. Esposito, 11/2/92. Contingent upon Board of Finance approval. Held in Committee 12/1/92 and 1/4/93.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

HELD IN COMMITTEE

3. \$ 215,400.00 - SOCIAL SERVICES DEPARTMENT - CODE 510.5501 CONTRACTED SERVICES - additional appropriation to cover funds available from state to be used for activities to promote employability by recipients of general assistance. Request by Mayor Stanley J. Esposito, 11/30/92. Board of Finance approved 12/10/92. Held in Committee 1/4/93.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

MS. M. RINALDI said that the Committee voted six in favor, four opposed with a proviso that money will not be spent until the Committee sees and approves the budget. Moved. Seconded.

MR. LOGLISCI said that he did not believe the grant was well thought out by the state. He said that a letter from Social Services indicated that it is looked upon as a two-year cycle of activity; there is no evidence that it will be a two-year cycle. Mr. Loglisci said that Social Services were late in starting and rushed into the matter, sending it to CTE without sending out for bids. Mr. Loglisci stated that he believed that CTE was told to spend \$215,00. He said that the program was suppose to be one that did not duplicate other programs that are already in place.

Mr. Loglisci said that this was for a jobs program but the span of time is very short. He said that the start up costs were tremendous and looking at the program looks like overhead is being allocated to CTE. Mr. Loglisci said that it was time to let the state know that they are wasting our money with programs that are not well thought out with no permanent return. He said that he would vote against the appropriation.

MR. MARTIN asked what the funds were to be used for?

MS. M. RINALDI said that the money is available to Stamford to spend on activities which promote employability of recipients on general assistance; no other group of people can be addressed other than those on welfare. She said the money is for training in hopes of getting jobs to get off general assistance.

MR. MARTIN said that he would want to see that the money is well-used and would not want to deny a state grant because there was little time to prepare a presentation for the grant.

MS. M. RINALDI said that she spoke to Jeannette Phillips, Director of Social Services and Marie Hawe of CTE and they are willing to rethink the budget; there is ample time and they said they can rework the budget to satisfy the Fiscal Committee.

FISCAL COMMITTEE: (continued)

MRS. DOMONKOS said that there were feelings on the Committee that the budget had to be reworked and brought back to the Committee, but overall, the majority of members on the Committee felt that these people were the least employable and needed all the help possible toward getting jobs. She said that the grant was only available to towns that have more than 300 on the rolls and Stamford has many more than that. Mrs. Domonkos said that if the grant is turned down, the message will be that the Board is not willing to work with an agency to give the recipients a chance. She said the grants provides for money for bus and taxi fares to look for jobs; also, provides for daycare. Mrs. Domonkos urged the Board to vote for the appropriation.

MR. LEYDON said that the funds are for a worthy caused but questioned the program's ability to address the causes outlined. He also said that there is a responsibility to spend the money wisely whether citizens of the city, state or nation.

MR. DeLUCA said that if some of the money is being used for bus and taxi fares to look for jobs, what happens after a person gets a job and could they afford to pay for these fares?

MS. M. RINALDI said that the money was available only for the length of the training program; hopefully, after employed, they can pay for their owns fares.

PRESIDENT LYONS proceeded to a vote to approve \$215,400 for Social Services Department for contracted services. DEFEATED by 21 yes, 13 no votes with three abstentions. (25 votes needed for approval)

MR. RUBINO Moved for a recess. Seconded.

PRESIDENT LYONS proceeded to a vote for a five-minute recess. DEFEATED by 19 no and 15 yes votes.

MR. BOCCUZZI Moved to reconsider item 3. Seconded.

PRESIDENT LYONS proceeded to a vote to reconsider. APPROVED by 22 yes and 12 no votes.

MR. BOCCUZZI Moved for a five-minute recess. Seconded.

PRESIDENT LYONS call for a vote to recess. APPROVED by voice vote.

The Board recessed from 9:55 to 10:00 p.m.

MR. BOCCUZZI Moved to return item 3 back to Committee. Seconded.

PRESIDENT LYONS called for a vote to return item 3 to Committee. APPROVED by voice vote with no dissenting votes.

4. INQUIRY INTO THE IMPACT AND EFFECT OF RE-EVALUATION ON THE TAXPAYERS AND FISCAL CONDITION OF THE CITY OF STAMFORD. Submitted by Reps. John Hogan, Jr., D-12, Audrey Maihock, R-19, David Martin, D-19 and Maria Nakian, D-20, 12/13/91. Reports made and Held in Committee 1/6, 2/3, 3/2, 4/6, 5/4, 6/1, 7/6, 9/1, 10/5, 11/4 and 12/1/92. Held in Steering 7/15/92. Held in Committee 1/4/93.

HELD IN COMMITTEE

FISCAL COMMITTEE: (continued)

MR. HOGAN said that members of the subcommittee met on January 27. Present was Mr. Kerwin and Mr. Greenberg, Chairman of the Board of Tax Review; Commissioner O'Connor and Edward Faski were excused. Mr. Hogan said that an interim report will be issued shortly as to what has transpired. Mr. Hogan said that the Committee addressed a number of issues and urged the administration to take immediate action to proceed with the business of revaluation. Mr. Hogan said that Mr. Martin and Mr. Malloy addressed the Committee; Mr. Malloy did not speak as a member of the Board of Finance.

5. STATUS REPORTS ON OVERTIME AND SICK LEAVE FROM FIRE DEPARTMENT, POLICE DEPARTMENT AND DEPARTMENT OF PUBLIC WORKS. Requested by Reps. William R. Kosbob, D-16 and John F. Leydon, Jr., D-12, 10/6/92. Held in Committee 11/4/92. (Fire and Police Departments reports given 11/4 and 12/1/92) Held in Committee 1/4/93.

HELD IN COMMITTEE

6. \$ 25,000.00 - DEPARTMENT OF TRAFFIC & PARKING - CODE 281.1201 OVERTIME - additional appropriation needed to keep Bedford Street and Bell Street Garages open on Saturdays and Friday and Saturday nights. Request by Mayor Stanley J. Esposito, 1/4/93. No action taken by Board of Finance 1/14/93.

Above also referred to TRANSPORTATION COMMITTEE.

NO ACTION TAKEN (BOARD OF FINANCE TOOK NO ACTION)

7. \$ 75,000.00 - LAW DEPARTMENT - CODE 230.5150 PROFESSIONAL CONSULTANTS - additional appropriation requested to cover expenses for attorneys' fees and professional consultants. Request by Mayor Stanley J. Esposito, 1/4/93. Board of Finance approved 1/14/93.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION. MS. M. RINALDI.

8. \$ 40,000.00 - REGISTRARS OF VOTERS - CODE 101.3150 ELECTION ACCOUNT - additional appropriation requested to cover expenditures of 1992 presidential election. Request by Mayor Stanley J. Esposito, 1/4/93. Board of Finance approved 1/14/93.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA WITH FIVE ABSTENTIONS. MR. LaDESTRO. MR. LAROBINA. MR. MORRIS. MR. ZELINSKY AND MR. GERGLE.

FISCAL COMMITTEE: (continued)

9. \$ 6,815.00 - REGISTRARS OF VOTERS - CODE 101.3140 PRIMARY - additional appropriation requested to cover city wide primaries conducted for Republican and Democratic parties. Request by Mayor Stanley J. Esposito, 1/4/93. Board of Finance approved 1/14/93.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA WITH FIVE ABSTENTIONS. MR. LaDESTRO. MR. LAROBINA. MR. MORRIS. MR. ZELINSKY AND MR. GERGLE.

10. \$ 19,820.00 - HEALTH DEPARTMENT - PUBLIC HEALTH NURSING - CODE 550.1220 CAR ALLOWANCE - additional appropriation to settle arbitration ruling in favor of public health nurses. Request by Mayor Stanley J. Esposito, 1/4/93. Board of Finance approved 1/14/93.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

11. PROPOSED RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE STATE IN ORDER TO EXPAND IMMUNIZATION SERVICES. City has been awarded a grant of \$35,000. Submitted by Mayor Stanley J. Esposito, 12/18/92.

APPROVED ON CONSENT AGENDA

12. REVIEW ALL OUTSTANDING BOARD OF EDUCATION CAPITAL PROJECTS CURRENTLY APPROVED. Requested by Rep. William Kosbob, D-16, 1/6/93.

MRS. DOMONKOS, Chair of the Education Subcommittee, said that the Committee met on Thursday, December 28, 1992 at 8:00 p.m. Present were members John Leydon, Ralph Loglisci, Maria Nakian, William Kosbob and Carmen Domonkos; also, Reps. Ellen Mellis, John Zelinsky, William Belcher and Thomas Pia; a number of members from the Board of Education staff and elected officials.

Mrs. Domonkos said that bids were to go out today on the renovations of Newfield and Roxbury Schools; the bid opening will be in eight weeks and construction should start in June with two years for completion for both projects. She said that the project is running six to eight months behind.

Mrs. Domonkos said that the Committee discussed the Board of Education proposed capital and operating budgets; proposed is \$9.5 million in capital requests to the Planning Board and the Planning Board, at this point, approved \$5.5 million which is to be reviewed at a public hearing tomorrow evening.

FISCAL COMMITTEE: (continued)

13A. \$ 100,608.00 - DEPARTMENT OF PUBLIC WORKS - TRANSFER UNEXPENDED FUNDS FROM CAPITAL PROJECTS CODE 320.0111 VEHICLE MAINTENANCE FACILITY ROOF REPAIR TO OTHER FACILITIES FOR ROOF REPAIRS - (\$162,000 in 1990/91 Capital Projects (bonded); \$61,392 used to complete project, unexpended balance in account is \$100,608).
Maintenance Facility roof repair.
Municipal Office Building.....\$ 54,000
Municipal Office Building Annex..... 9,600
West Side Fire Station..... 42,000
North Side Fire Station..... 22,500
Fire Maintenance Building..... 27,750
Total.....\$155,850
Request by Mayor Stanley J. Esposito, 1/8/93.
Board of Finance approved \$100,608 1/14/93.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

APPROVED ON CONSENT AGENDA

13B. \$ 55,242.00 - DEPARTMENT OF PUBLIC WORKS - additional appropriation needed to complete above roof repairs. \$100,608 is available through transfer from unexpended Capital Project funds in Code 320.0111 Vehicle Maintenance Facility Roof Repair. Request by Mayor Stanley J. Esposito, 1/8/93. Board of Finance approved \$100,608 transfer, 1/14/93; no action taken on \$55,242.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

NO ACTION TAKEN: BOARD OF FINANCE TOOK NO ACTION.

14. \$ 50,000.00 - STAMFORD EMERGENCY SERVICES - DEPARTMENT 485.5501 CONTRACTED SERVICES - additional appropriation to cover shortfall. Request by Mayor Stanley J. Esposito, 1/13/93. Board of Finance approved 1/23/93.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

MS. M. RINALDI said that the Committee voted to approve, nine in favor, one opposed. Moved. Seconded.

MRS. M. LAURIE said that the Health and Protection Committee concurred, four in favor with one abstention.

MR. DeLUCA asked if any provisions have been made for Requests for Proposals once the contract expires?

MS. M. RINALDI said that that question was not asked by the Committee. She said that most of the questions addressed were to get SEMS through this fiscal year.

FISCAL COMMITTEE: (continued)

PRESIDENT LYONS said that in his conversations with the Mayor, the Mayor stated that the RFP's were in the works for July 1.

MR. DeLUCA said that rumor was that before the former director resigned, some sort of agreement was made concerning his finances.

MS. M. RINALDI said that the Committee was not aware of any financial agreements made.

MR. MARTIN said that the former director had a pre-existing contract with SEMS that would have given him salary and benefits for approximately another 11 months from the time he resigned. Mr. Martin said that the SEMS Board agreed to give him salary and benefits for a three-month period and the director agreed to those terms. Mr. Martin said that information discussed in executive session could not be revealed.

MR. DeLUCA asked about a provision in the contract of the former director that he would be paid despite the fact that poor management, if proven, caused the problems?

MR. MARTIN said that the contract had provisions under which the director could have been terminated immediately; however, the provisions had more to do with criminal behavior or a reason suggesting that he be removed and he would have to be given notice and an additional 30 days to correct his behavior. Mr. Martin said that if there was criminal behavior, there could be immediate termination; if not, the contract would have to be reviewed specifically, and it was reviewed specifically.

MR. DeLUCA asked if there were any safeguards?

MR. MARTIN said that a new director is being considered for hiring at the next SEMS meeting and the issue will be before the Board in regards to the contract and terms of contract. Mr. Martin said that he sits on the Board of SEMS and he would consider the issue of safeguards in the contract at instructions from President Lyons.

MR. DeLUCA said that he hoped that there will not be a one-year contract as RFP's should go out this time.

PRESIDENT LYONS said that the present contract will expire on July 1 and nothing can be said until after that date and the Board acts upon same.

MRS. MAIHOCK wanted assurance that the SEMS organization will function efficiently if the \$50,000 is appropriated. She said that the taxpayers do not have extra monies to put forth for mishaps and that she would like someone to try to assure her that this move is a good one.

MR. PIA asked President Lyons if it is correct that the Mayor said that the RFP's for the contract would be ready for July 1?

PRESIDENT LYONS stated that the Mayor said that the RFP's would go out before July 1.

MRS. BROMLEY asked the date of the contract between the executive director and SEMS?

FISCAL COMMITTEE: (continued)

MR. MARTIN said that he could not give the specific date of the contract; he said that it pre-dated the SEMS organization by a couple of years and it was passed through to SEMS. He said that when SEMS incorporated, it assumed all the obligations, liabilities and contracts of its predecessor, resulting in assuming the contract of the executive director.

MRS. BROMLEY asked if correct, that when the city contracted with SEMS for the emergency medical service, there was no choice of who the executive director would be?

PRESIDENT LYONS stated that whether there was a choice or not, none was made.

MR. MARTIN said that the Board was not aware of the clause that SEMS had; SEMS had a binding contract with their executive director that would have been very difficult to change the person without additional expense.

MR. BOCCUZZI said that he realizes that everyone has been upset with the outcome of the operation of SEMS, but knows that the service is provided is one that we can be proud of. He said that to cut SEMS off would put the city in a tough situation as far as emergency service is concerned. Mr. Boccuzzi said that many steps have already been taken to put the organization back on the right track. He urged his colleagues to approve the appropriation.

PRESIDENT LYONS proceeded to a vote to approve \$50,000 for SEMS. APPROVED by 31 yes and 6 no votes.

15. PROPOSED RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE STATE FOR AN INTERIM NITROGEN REDUCTION PROGRAM. Submitted by Mayor Stanley J. Esposito, 1/11/93.

APPROVED ON CONSENT AGENDA

MS. M. RINALDI Moved for approval of the Consent Agenda. Seconded.

PRESIDENT LYONS called for a vote to approve the Consent Agenda. APPROVED by voice vote with Ms. M. Rinaldi abstaining on item 7; Mr. LaDestro, Mr. Larobina, Mr. Morris, Mr. Zelinsky and Mr. Gergle abstaining on item 8; Mr. Larobina, Mr. LaDestro, Mr. Morris, Mr. Zelinsky and Mr. Gergle abstaining on item 9.

LEGISLATIVE & RULES COMMITTEE - Maria Nakian, Chairwoman

MRS. NAKIAN said that the Committee met on Monday, January 25, 1993 at 7:00 p.m. Present were Committee members Maria Nakian, Scott Morris, Carmen Domonkos, Audrey Maihock, David Martin, Joan Rinaldi, Donald Sherer and John R. Zelinsky, Jr.; excused were Reps. Elaine Mitchell and Gregory LaDestro (he did not receive a notice). Also present were Marge Brown, Controller; Peter Mynarski, Treasurer; Frank Friedrichs, Senior Buyer, and Judith Rodwin, Acting Director of the Downtwon Special Services District.

Mrs. Nakian placed item two on the Consent Agenda.

LEGISLATIVE & RULES COMMITTEE: (continued)

1. (L&R22.23) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING DISQUALIFICATIONS AND SUSPENSIONS FROM BIDDING PROCESS. Submitted by Mayor Stanley J. Esposito, 6/11/92. Held in Committee 8/3, 9/1, 10/5, 11/4/92 and 1/4/93. Held on Pending Agenda 11/12/92.

HELD IN COMMITTEE

2. (L&R22.39) FOR PUBLICATION - PROPOSED ORDINANCE AMENDING SECTION 114-7F(1) OF THE CODE OF ORDINANCES CONCERNING DOWNTOWN SPECIAL SERVICES DISTRICT. This amendment would designate all low and moderate income housing within the District as exempt from the tax. Requested by Judith L. Rodwin, Director, Downtown Special Services District, 59 Broad Street, Stamford, CT 06901, 12/23/92.

APPROVED ON CONSENT AGENDA

3. (L&R22.41) PROPOSED RESOLUTION FOR APPROVAL OF RENEWAL AGREEMENT LEASE PERMITTING THE ENVIRONMENTAL PROTECTION AGENCY TO HAVE OFFICE SPACE ON THE 6TH FLOOR OF THE GOVERNMENT CENTER. This is a one-year extension of current no-fee lease agreement. Submitted by Mayor Stanley J. Esposito, 1/12/93. Planning Board approved 1/27/93. Contingent upon Board of Finance approval.

HELD IN COMMITTEE

4. (L&R22.42) PROPOSED RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE STATE OF CONNECTICUT FOR THE PURPOSE OF EXPANSION OF RAILROAD COMMUTER PARKING AREAS AT BOTH THE GLENBROOK AND SPRINGDALE RAILROAD STATIONS AND APPROVAL OF LEASE AGREEMENT BETWEEN THE STATE OF CONNECTICUT DEPARTMENT OF TRANSPORTATION AND CITY OF STAMFORD. Submitted by Mayor Stanley J. Esposito, 1/12/93. Planning Board approved 1/27/93. Contingent upon Board of Finance approval.

HELD IN COMMITTEE

5. (L&R22.43) PROPOSED RESOLUTION FOR APPROVAL OF RENEWAL OF LEASE FOR 1,088 SQUARE FEET OF OFFICE SPACE AT THE STAMFORD GOVERNMENT CENTER FOR CONGRESSMAN SHAYS' OFFICE. Submitted by Mayor Stanley J. Esposito, 1/12/93. Planning Board approved 1/27/93. Contingent upon Board of Finance approval.

HELD IN COMMITTEE

6. (L&R22.44) REVIEW OF CITY'S COMPLIANCE WITH IRS ARBITRAGE REGULATIONS. Requested by Reps. Maria Nakian, D-20 and David Martin, D-19, 1/13/93.

HELD IN COMMITTEE

LEGISLATIVE & RULES COMMITTEE: (continued)

MRS. NAKIAN said that according to the city's controller and treasurer, the arbitrage regulations do not apply to the bond issues prior to 1986. Mrs. Nakian said that the city's 1992 bond issue was for projects that have been completed so the issue is not in violation of any regulations. She said that the 1990 bond issue has \$5 million in unspent funds out of a \$55 million issue. Mrs. Nakian said that the unspent funds are incurring IRS penalties at the rate of 1-1/2% on the bond issue every six months.

Mrs. Nakian said that the Committee asked Mr. Mynarski if he could provide a written report detailing the above information; when the information is received, it will be sent to Board members.

PRESIDENT LYONS asked what the remedy would be for the cessation of the 1-1/2% penalty every six months?

MRS. NAKIAN said that the remedy would be to spend the \$5 million in uncompleted projects. She said that further complications are due to the monies closed out from Traffic and Parking accounts to the 1992/93 capital budget, on the advice of then Commissioner of Finance, is incurring penalties since Traffic and Parking did not spend the funds in the fiscal year as they were suppose to do. Mrs. Nakian stated that the projects should be completed or closed out.

PRESIDENT LYONS asked if a portion of the \$5 million is yet to be transferred or used?

MRS. NAKIAN stated that a detailed list was received this evening of the 1990 bond issue; however, the Committee was told that the city is undergoing a complete revision of the computer records dealing with capital projects and until that list is completed, the city is not able to make an recommendations or close out any accounts.

PRESIDENT LYONS said that it behooves the Committee to obtain the amount being paid to IRS and to come up with capital projects that could utilize the funds immediately and transfer the funds as there are many capital projects that could use the funds. President Lyons stated that if the executive branch does not request this to be done, then it would be the duty of the legislative body to request same. President Lyons charged the Committee to look into the matter.

MRS. NAKIAN Moved to approve the Consent Agenda. Seconded.

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

PERSONNEL COMMITTEE - John J. Hogan, Jr., Chairman - No report.

PLANNING & ZONING COMMITTEE - W. Dennis White, Chairman

MR. WHITE said that the Committee met on Wednesday, January 20, 1993. All members were present except one.

Mr. White said that all the items on the Agenda were Held because there were questions as to whether or not there are adequate sidewalks, curbing and plantings. Mr. White said that correspondence was received in regards to the plantings but was somewhat confusing; there was no mention of the curbing.

1. PETITION FOR ROAD ACCEPTANCE - 1,874 FEET FIELDSTONE ROAD RUNNING GENERALLY EAST TO WEST AND INTERSECTING WITH FIELDSTONE TERRACE. MAP ON FILE IN CITY CLERK'S OFFICE FILE NO. 11583 SLR. Petitioner is Norman A. Fieber, Stone Gate Associates, P. O. Box 7427, Wilton, CT 06897. Submitted by Gordon R. Paterson, Esq., Durey & Pierson, 733 Summer Street, P. O. Box 59, Stamford, CT 06904, 12/1/92, and Rep. John R. Zelinsky, Jr., D-11, 12/3/92. Held in Committee 1/4/93.

HELD IN COMMITTEE

2. PETITION FOR ROAD ACCEPTANCE - 293.32 FEET FIELDSTONE LANE RUNNING EAST AND WEST OFF OF THE WESTERLY SIDE OF STRAWBERRY HILL AVENUE. MAP ON FILE IN CITY CLERK'S OFFICE FILE NO. 11583 SLR. Petitioner is Norman A. Fieber, Stone Gate Associates, P. O. Box 7427, Wilton, CT 06897. Submitted by Gordon R. Paterson, Esq., Durey & Pierson, 733 Summer Street, P. O. Box 59, Stamford, CT 06904, 12/1/92 and Rep. John R. Zelinsky, Jr., D-11, 12/3/92. Held in Committee 1/4/93.

HELD IN COMMITTEE

3. PETITION FOR ROAD ACCEPTANCE - 1,505 FEET FIELDSTONE TERRACE RUNNING GENERALLY EAST TO WEST AND INTERSECTING WITH FIELDSTONE ROAD AND FIELDSTONE LANE. MAP ON FILE IN CITY CLERK'S OFFICE FILE NO. 11583 SLR. Petitioner is Norman A. Fieber, Stone Gate Associates, P. O. Box 7427, Wilton, CT 06897. Submitted by Gordon R. Paterson, Esq., Durey & Pierson, 733 Summer Street, P. O. Box 59, Stamford, CT 06904, 12/1/92, and Rep. John R. Zelinsky, Jr., D-11, 12/3/92. Held in Committee 1/4/93.

HELD IN COMMITTEE

4. PETITION FOR ROAD ACCEPTANCE - 574 FEET FIELDSTONE CIRCLE RUNNING NORTHERLY FROM THE INTERSECTION WITH FIELDSTONE TERRACE. MAP ON FILE IN CITY CLERK'S OFFICE FILE NO. 11583 SLR. Petitioner is Norman A. Fieber, Stone Gate Associates, P. O. Box 7427, Wilton, CT 06897. Submitted by Gordon R. Paterson, Esq., Durey & Pierson, 733 Summer Street, P. O. Box 59, Stamford, CT 06904, and Rep. John R. Zelinsky, Jr., D-11, 12/3/92. Held in Committee 1/4/93.

HELD IN COMMITTEE

PUBLIC WORKS & SEWER COMMITTEE - Bobby Owens, Chairman

MR. OWENS said that the Committee met on Wednesday, January 27, 1993 at 7:00 p.m. Present were Committee members Jeffrey Curtis, Ronald Sabia, Fred Johnson and Bob Owens; excused were Reps. Robert DeLuca and John Zelinsky, Jr.; also present were Rep. William Kosbob, Norman Liu from the Public Works Department and Robert Manfredi from WSTC.

1. UPDATE ON STATUS OF ARCHITECTURAL DRAWINGS AND TIMETABLE FOR RENOVATIONS OF BOARD OF EDUCATION FACILITY ON HILLDALE AVENUE AS A SENIOR CITIZEN CENTER. Requested by Rep. Carmen Domonkos, D-18, 6/1/92. Reports made and Held in Committee 7/6, 12/1/92 and 1/4/93. Held on Pending Agenda 7/15/92.

MR. OWENS said that Mr. Liu from the Public Works Department gave a cost estimate of \$1.2 million for construction and \$200,000 a year for maintenance operation costs. Mr. Owens said that Mr. Soldano, City Engineer, has been assigned to be project manager and the architect chosen for the project is Albert Kolff of New Canaan. He said that the projected progress schedule was received by all members; it is attached to these Minutes.

2. REVIEW PROCESS FOR STARTING CAPITAL PROJECTS. Ways to streamline government departments to work more efficiently together to speed up process for effecting capital projects. Requested by Rep. William Kosbob, D-16, 1/7/93.

HELD IN COMMITTEE

HEALTH & PROTECTION COMMITTEE - Marggie Laurie & Audrey Maihock, Co-Chairwomen

MRS. LAURIE said that the Committee met on Thursday, January 28, 1993 at 7:00 p.m. Present were Committee members Marggie Laurie, Audrey Maihock, Ellen Mellis, James Rubino and Joseph Gergle; also present were Rep. Jeffrey T. Curtis; Lou David, Solid Waste Supervisor; Dr. Andrew McBride, Health Director; Valerie Parkosky, Health Department; Allan P. Brown, Risk Manager; Deputy Police Chief Walter Young; John Roman, WSTC and Peter Efremenko, of the Advocate.

1. REPORT FROM THE POLICE DEPARTMENT ON UTILIZATION AND EFFECTIVENESS OF ANTI-LOITERING ORDINANCE. Requested by Rep. James Rubino, R-7, 12/29/92.

MRS. LAURIE said that Deputy Chief Young said that the ordinance was useful and was not used much during the winter and suggested that further follow up be made after the summer season.

2. MATTER OF DISCARDING BIOMEDICAL WASTE IN THE CITY OF STAMFORD BY PRIVATE CITIZENS, AND ITS IMPACT ON THE SAFETY OF REFUSE HANDLERS, AS WELL AS THE POTENTIAL IMPACT ON THE ENVIRONMENT. Submitted by Reps. Bobby Owens, D-3, Jeffrey T. Curtis, Sr., D-9, Marggie Laurie, R-8 and Audrey Maihock, R-19, 1/8/93.

HELD IN COMMITTEE

HEALTH & PROTECTION COMMITTEE: (continued)

MRS. LAURIE said Lou David told the Committee that at times, there is a problem with the sharps disposed of in the trash; Mr. David said that the sharps should be wrapped and secured. Mrs. Laurie said that possible modifications to Ordinance 628 with regards to the inclusion of individual generators of medical waste was Held pending comments from Corporation Counsel.

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

MR. PIA said that the Committee met on Tuesday, January 19, 1993 at 7:30 p.m. Present were Committee members Bobby Owens, William Kosbob, Joseph Gergle, Gerald Rybnick, Donald Sherer, Robert DeLuca and Thomas Pia; also, Chris Cohan, Acting Director of Parks and Recreation; Commissioners Michael Saccardi and Richard Ryan; Rep. John Zelinsky, Jr.; former Parks and Recreation Commission Chairman Guy Bailey; Laurie Guzda and Lynn Colatrella, employees of the Parks and Recreation Department, and six interested citizens.

Mr. Pia placed item two on the Consent Agenda.

1. PROPOSED RESOLUTION APPROVING THE RENEWAL AND AMENDMENT OF STAMFORD GOLF AUTHORITY LEASE. Submitted by Mayor Stanley J. Esposito, 11/12/92. Contingent upon Planning Board and Board of Finance approval. Returned to Committee 1/2/92. Held in Committee 1/4/93.

HELD IN COMMITTEE

2. PROPOSED RESOLUTION FOR TRANSFER OF PARKS & RECREATION DEPARTMENT PROPERTY KNOWN AS "THE GART BARN" TO THE STERLING FARMS GOLF AUTHORITY. Submitted by Chris Cohan, Interim Director, Parks and Recreation Department, 12/24/92.

APPROVED ON CONSENT AGENDA

3. MATTER OF CURTAIN CALL THEATRE GROUP/ETHEL KWESKIN THEATRE/PARKS AND RECREATION DEPARTMENT. Submitted by Thomas Pia & Robert DeLuca, Co-Chairmen, Parks & Recreation Committee, 12/23/92.

HELD IN COMMITTEE

4. APPROVAL OF PROPOSED PARKS & RECREATION USER FEES FOR 1993. Approved by Parks & Recreation Commission, 1/6/93. Proposed fee supported program fees will be forthcoming. Submitted by Chris J. Cohan, Interim Director, Parks & Recreation Department, 1/7/93.

MR. PIA Moved for the approval of the fees as proposed with the exception of 5) Tennis at Scalzi, 6) Lighted Fields and 9) Kweskin Theater Complex; these items were Held by the Committee. Seconded.

MR. DeLUCA Moved to Hold item 7) Fee-supported Fee Programs pending additional information. Seconded.

PARKS & RECREATION COMMITTEE: (continued)

MR. SHERER said that the Committee vote unconditionally to support the fee-supported program schedule that is before the Board. He said that the day after, a revised schedule of fees was received from the Parks and Recreation Department. Mr. Sherer said that there was no problem with the fees and the fees should be approved as the work has been done and the information requested would not change anything. He said that the department has to know what the fees are to get ready for the season. Mr. Sherer said the fees should be approved.

PRESIDENT LYONS wanted some clarification; he asked if the Committee wanted to go forward or hold the fees?

MR. DeLUCA said that the Committee at the meeting did vote to accept the fee structure but later, additional information was received. He said that the Acting Director has the figures but the Commission wants to approve the figures before released to the Board. Mr. DeLuca stated that there is a basketball program in the city which is not paying any fees whatsoever; he wanted fees for basketball to be included in the fee structure.

MR. KOSBOB said that he stood by the Committee's recommendation to approve the fees as voted upon by the Committee.

MR. SHERER said there were no questions raised during the Committee meeting that would have qualified a Committee vote. He said that there must be integrity to the Committee system and votes of the Committee. Mr. Sherer said that any questions by Mr. DeLuca or Mr. Pia were personal questions on an on-going year-to-year issue and did not affect the Commission's recommendations or Committee's vote at the time of the meeting. He urged support for the Commission's recommendations and what the Committee voted for.

MR. DeLUCA said that he resented the insinuations made by Mr. Sherer that he had a personal problem with the Parks and Recreation Director or the Commission; there are no personal problems. Mr. DeLuca said that because of the requests and review of information comparing revenues and expenses, the city's operating funds for Parks and Recreation have improved from a losing proposition to almost a break even one.

MR. PIA said that he did not want to debate with Mr. Sherer. Mr. Pia said that a major problem with the fee structure program was the "Baseball for Youth." He said that they have been getting a free ride for about 25 years and at this point, the soccer people are refusing to pay fees for the gym attendants because the basketball people don't pay and also, the city is picking up the insurance package for the "Basketball for Youth" program.

Mr. Pia said that he would hope that item 7. be held for one month.

MR. KOSBOB said that he did not think the fee supported program was the difficulty in this case. He said that the difficulty has been that there has been a consistent pattern of the Chairmen of the Committee to bring items up on the Floor of the Board that should have been discussed in Committee or should have been put on the Steering Agenda. Mr. Kosbob said that the meeting was held on the 19 of January, thus giving the Committee Chairs time to reschedule a second meeting prior to this evening's meeting. Mr. Kosbob said that he objected to the changing of votes or the attempt to change votes on the Floor and this has been consistently happening year after year.

PARKS & RECREATION COMMITTEE: (continued)

MR. BOCCUZZI asked if he was correct in understanding that the fees presented are agreeable with the Committee but the problem now is that a basketball group does not pay any fees?

MR. PIA said that Mr. Boccuzzi was correct.

MR. BOCCUZZI asked if the items in question would have any affect on the item under item seven?

MR. PIA said that he asked Mr. Cohan for a cost analysis of all the programs to know what programs get a break as it is unfair for some programs to pay more than their fair share. Mr. Pia said that he and the Commission were concerned as to where the money from some program is going. Mr. Pia said that Mr. Cohan stated that he had the answers but would first give them to the Commission for approval.

MR. BOCCUZZI stated that it appears that there are problems with almost all the items under the fee supported programs.

MR. PIA said that Mr. Boccuzzi's statement is correct.

MRS. DOMONKOS said that she was confused as to what the Committee approved.

MS. J. RINALDI asked if the Co-Chairs had any questions before the Committee voted?

MR. PIA said that he asked Mr. Cohan questions at the Parks and Recreation Commission meeting and asked Mr. Cohan to have the answers for the Committee's meeting; Mr. Cohan said that he did not have the answers.

Mr. Pia said that the Committee voted unanimously to approve the fee supported programs as presented.

PRESIDENT LYONS proceeded to a vote to return item 7. Fee-supported programs, to Committee. DEFEATED by a vote of 19 no, and 17 yes votes.

MR. PIA placed items 1, 2, 3, 4, 7, 8, 10 and 11 of the proposed fee schedule on the Consent Agenda. Items 5, 6, and 9 were Held in Committee. Also, item 2 was previously placed on Consent.

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

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

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

MR. ZELINSKY said that the Committee met at 6:50 p.m. this evening. Present were Chairman John Zelinsky, Vice Chair Michael Larobina and Committee members Elaine Mitchell, Audrey Maihock and Donald Sherer. He said that the Committee voted on their Secondary items.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - Elaine Mitchell, Chairwoman

MS. MITCHELL said that the Committee met on Tuesday, January 19, 1993 at 6:30 p.m. Present were Committee members Garry Clemmons, Jeffrey Curtis, Fred Johnson, Ellen Mellis, Elaine Mitchell, Nicholas Pavia and Annie Summerville; also present were Stanley Mayor Esposito, Tim Bebble, Sandra Dennies and representatives from 28 organizations presenting their proposals.

1. REPORT ON PUBLIC HEARING HELD JANUARY 19, 1993 FOR STAMFORD COMMUNITY DEVELOPMENT PROGRAM YEAR NINETEEN (19) PLAN AND APPLICATIONS. Estimated \$1,100,000 to be received. Submitted by Richard E. Gitlen, SCDP Director, 12/8/92. Held in Committee 1/4/93.

MS. MITCHELL said that the total entitlement for the city is \$1,215,000; the total requested from various organizations was \$2,672,850.90. She said that the Committee would be meeting on Saturday, February 6, 1993 to hold a workshop and finalize the Block Grant for Year 19. The workshop will include representatives from the Mayor's office and Community Development. She said that the budget must be before the Board of Finance by February 28 and the Board of Representatives by March 15, 1993.

Ms. Mitchell wanted the record to note that due to conflicts of interest, Rep. Jeffrey Curtis left the Floor on the item on the Boys and Girls Club of Stamford, Inc. presentation; Rep. Johnson left the Floor on the CTE Inc. presentation and Rep. Summerville left the Floor on the Housing Authority presentation.

MR. SHERER wanted the record to note that he was off the Floor for the Housing and Community Development Committee report due to a conflict of interest.

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

No report.

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

TRANSPORTATION COMMITTEE - Scott Morris, Chairman

MR. MORRIS said that the Committee met on Thursday, January 28, 1993. Present were Committee members William Belcher, Jeffrey Curtis, Joseph Gergle, Audrey Maihock, Scott Morris and W. Dennis White. Also, attending were Reps. Thomas Pia and James Rubino; Tom Fava, Acting Administrator of the Dept. of Traffic and Parking and Mrs. Colleen Harkey and Mrs. Marilyn Trefry, representatives of the Spingdale Neighborhood Association.

1. UPDATE ON THE CITY OF STAMFORD'S PLANS FOR THE EXPANSION OF THE PARKING LOTS AT THE SPRINGDALE AND GLENBROOK RAILROAD STATIONS. Requested by Rep. Scott Morris, D-17, 1/6/93.

MR. MORRIS said that a complete report was sent to all members; the report is attached to these Minutes.

SPECIAL COMMITTEES

HOUSE COMMITTEE - Gerald Rybnick, Chairman - No report.

COLISEUM AUTHORITY LIAISON COMMITTEE - Garry Clemmons, Chairman

MR. KOSBOB said that the Committee met on Thursday, January 28, 1993, at 7:00 p.m. Present were Corporation Counsel Daniel McCabe, Executive Aide Rosemary Raffaele, Michael Cacace, Alexander Cohen, John Hiddlestone, Donald Sherer and William Kosbob.

1. STATUS OF CONTRACT BETWEEN THE CITY OF STAMFORD AND THE STAMFORD CENTER FOR THE ARTS RELATING TO PURCHASE OF PALACE THEATRE. Requested by Rep. William Kosbob, D-16, 1/6/93.

HELD IN COMMITTEE

MR. KOSBOB said that the Committee was assured by the Mayor's office and the Law Department that a contract between the Center for the Arts and the City for the purchase of the Palace Theatre would be forthcoming to the Board within the next few weeks.

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

MR. JETTA said that the Committee met on Monday, January 25, 1993 at 7:00 p.m. Present were Reps. John Boccuzzi, Kurt Jetta, John Hogan, Mary Lou Rinaldi and Ralph Loglisci; also, representatives from the Teachers' Union, Administrators' Union, Board of Education and members of the Board of Education central staff.

Mr. Jetta stated that the items are arbitrators decisions and can be rejected by a two-thirds membership vote of the Board.

Mr. Jetta placed items one and two on the Consent Agenda; the vote was 5-0 on both items. Seconded.

1. BINDING ARBITRATION AWARD BETWEEN THE STAMFORD BOARD OF EDUCATION AND THE STAMFORD EDUCATION ASSOCIATION. Submitted by Peter P. Horoschak, Superintendent, Stamford Public Schools, 888 Washington Boulevard, Stamford, CT 06904-2152, 1/8/93. Board has 25 days to act on the award; 2/3 vote of membership needed to reject the award.

APPROVED ON CONSENT AGENDA WITH MR. WHITE. MR. LEYDON. MRS. DOMONKOS AND MS. SUMMERVILLE ABSTAINING.

2. BINDING ARBITRATION AWARD BETWEEN THE STAMFORD BOARD OF EDUCATION AND THE STAMFORD ADMINISTRATIVE UNIT. Submitted by Peter P. Horoschak, Superintendent, Stamford Public Schools, 888 Washington Boulevard, Stamford, CT 06904-2152, 1/8/93. Board has 25 days to act on the award; 2/3 vote of membership needed to reject the award.

APPROVED ON CONSENT AGENDA WITH MR. WHITE. MR. LEYDON. MRS. DOMONKOS AND MS. SUMMERVILLE ABSTAINING.

LABOR RELATIONS COMMITTEE: (continued)

MR. DeLUCA asked about the cost of the two contracts.

MR. BOCCUZZI said that the Teachers' contract for 1993/94 will cost \$1,791,146 and the Administrators' will cost \$117,507.

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

PRESIDENT LYONS called for a vote to approve the Consent Agenda. APPROVED by voice vote with Mr. White, Mr. Leydon, Mrs. Domonkos and Ms. Summerville abstaining on both items.

ECONOMIC DEVELOPMENT COMMITTEE - Joan Rinaldi, Chairwoman

MS. J. RINALDI said that the Committee met on Tuesday, January 26, 1993. Present were Committee members William Kosbob, Scott Morris, Joan Rinaldi and James Rubino; Ellen Mellis was excused. Also present were Reps. Carmen Domonkos and David Martin; Rosemary Raffaele; Larry Hartstein of the Advocate and John Roman of WSTC. A complete report was received by all Board members; it is attached to these Minutes.

1. REVIEW OF MAYOR'S PLAN ON ECONOMIC DEVELOPMENT. Requested by Rep. James Rubino, R-7, 1/13/93.

MS. J. RINALDI said that she has written to the Law Department, at the request of the Committee, for a written description for an unclassified position of Economic Development Officer, a draft ordinance creating the position and for an opinion on using a third party as a pass-through agency for funds prior to the boards appropriating money for the Economic Development office. Ms. J. Rinaldi stated that the Committee is awaiting a response from Corporation Counsel.

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

MRS. NAKIAN said that a public hearing and meeting was held on Tuesday, January 11, 1993 at 7:00 p.m. Present were Committee members James Rubino, Maria Nakian, Mary Lou Rinaldi, Philip Stork and Gregory LaDestro; also present were Reps. John Boccuzzi and David Martin; Board of Ethics member John Marsalisi and for the public hearing, Edward Condon, former business manager of the Parks and Recreation Department.

Mrs. Nakian stated that at the public hearing, only Mr. Condon and Rep. Boccuzzi spoke on the proposed ordinance.

1. FOR FINAL ADOPTION - PROPOSED ORDINANCE AMENDING CHAPTER 19 OF THE CODE OF ORDINANCES CONCERNING CODE OF ETHICS. Submitted by Reps. Maria Nakian, D-20 and David Martin, D-19, 11/26/91. Held on Pending Agenda 12/4/92. Held in Committee 4/6, 5/4, 6/1, 7/6, 8/3, 9/1, 10/5, 11/4/92 and 1/4/93. Reports made. Approved for publication 12/1/92.

ETHICS REVIEW COMMITTEE: (continued)

MRS. NAKIAN said that following the discussion on points brought up in the public hearing and the meeting, specifically, providing for the recovery of legal fees by a respondent, including procedure for hearings in the ordinance and creating an appeal process, the Committee decided that the Law Department had already answered these questions and these points should not be included in the ordinance. Mrs. Nakian said that the ordinance was approved for final adoption by a vote of four in favor and one opposed. Moved. Seconded.

MR. RUBINO urged his colleagues to approve the revised Code of Ethics. He said that perhaps it did not include everything everyone wanted, and does not include what he wants either, but the revised ordinance is a substantial improvement for a number of reasons. He said that the Committee can stay empaneled and can make further improvements at the charge of the Board.

Mr. Rubino said that if the ordinance is approved, now there is a statute of limitations in the ordinance; this limits the Board that it cannot accept cases based on violations more than three years old. He said this code goes a long way in preventing the use of the Ethics Code as a political weapon. He stated that if there is a violation, and it is valid, the complaints must be brought in a timely manner.

MR. RUBINO said another reason for the ordinance to be approved is that if there is a finding of a violation of the Code, a copy of the Board's findings will be placed in the employee's file for informational purposes. Mr. Rubino said that this ordinance creates alternate positions which will eliminate quorum problems which have caused lengthy delays in the past.

Mr. Rubino stated that the ordinance also makes employees liable for damages to the city not including the cost of any hearing. Further, the ordinance addresses the conduct of the administration giving contract work to city officials; that is prohibited unless done on the same basis as offered to members of general public.

Mr. Rubino said that the ordinance also requires the Board of Ethics to adopt rules and regulations governing procedure after publication and a hearing. He said that considered was the option of incorporating rules of procedure into the ordinance but Corporation Counsel recommended that that should not happen as it would create a legal mine field for non-lawyer members of the Board of Ethics.

Mr. Rubino stated that the revision includes a number of refinements, technical corrections and grammatical corrections. Mr. Rubino urged the Board to approve the ordinance.

MR. LAROBINA Moved to return the ordinance to Committee. Seconded.

Mr. Larobina said that he agreed with Mr. Rubino for all the reasons stated; the ordinance is an improvement over the current one. Mr. Larobina said that the Committee is to be commended. He said that the ordinance does not go far enough as the Committee has not included administrative procedural controls with respect to the operation of the Board. Mr. Larobina stated that historically, legislative bodies have had a responsibility and mandate from higher courts that when they create quasi-judicial administrative bodies, procedural controls be included in order to protect the due process rights.

ETHICS REVIEW COMMITTEE: (continued)

MR. LAROBINA said that it was not enough to merely state in the ordinance that, "all rights of due process shall be absorbed." He said that it is the responsibility of legislators to promote and to protect the rights and the protections granted by the constitution to individuals at every opportunity; he said this was one of those; not only the federal constitution but also the State of Connecticut and the legislative body is a political subdivision of the State of Connecticut.

Mr. Larobina said that some will argue against having procedural controls in the ordinance. He said that you will hear that there will be legal challenges because individuals will constantly challenge the Board's rulings with respect to procedural items. Mr. Larobina stated that the opposite will happen; if there is a lack of procedural controls, then you will end up with legal challenges. He said that has already happened, and it has happened because the Board operates under inadequate procedural controls.

Mr. Larobina stated that some will say that if you include procedural controls, such as saying that the Board will only hear relevant information or evidence that is unduly repetitious; the argument made will be that those are legal terms. He said that being admitted to the bar in Connecticut and the District of Columbia, that sometimes lawyers take on an arrogant position that assumes that no one else in the world can understand what is relevant or irrelevant or what repetitious and what is not. Mr. Larobina said that, even if the Ethics Board was having a problem deciding what was relevant or not relevant, they have legal counsel that sits with them and are paid. He stated that other boards and commissions within the city consider procedural items on a routine basis without counsel present and there seems to be no problems.

Mr. Larobina said that he is talking about protecting the rights of individuals. He said that it is possible that, at some point in the future, someone will come before the Ethics Board and be falsely accused of something, and that is the one individual that we must seek to protect at all costs.

Mr. Larobina said that the one conclusion that he can come to concerning the argument against the inclusion of procedural controls is that it can be none other than to create anarchy on the board in the way the board proceeds, none other than not protect the rights of individuals and to give everyone who comes before the board a fair and even-playing ground in which to present a defense. Mr. Larobina said that for all the reasons stated by him, he asked that the Committee seriously reconsider.

Mr. Larobina said that if the United States Supreme Court can tell the United States Congress that, when you, as a legislative body, create a quasi-judicial administrative agency, "you must include procedural controls" not "you can include procedural controls." Also, he stated that if the Connecticut Supreme Court tells the General Assembly, that if you create administrative bodies, you must include procedural controls. Mr. Larobina said that if the Board of Representatives is a political subdivision of the state, why cannot, we as the legislative body, take the opportunity to create procedural administrative controls that protect the rights of everyone that comes before the Board.

Mr. Larobina asked that the Committee seriously considers the issue of procedural controls; to look at the ones enacted by the state and perhaps, consider modeling the procedural aspects after them.

ETHICS REVIEW COMMITTEE: (continued)

MR. RUBINO said that if you want a better ethics code, you will not vote to hold the ordinance. He said that to hold the approval of the ordinance for the reasons stated would be wrong. He said that the Committee thoroughly examined the issue of codifying rules of procedure and evidence into the ordinance. Mr. Rubino said that Corporation Counsel advised that it would not be feasible because it would create a legal mine field for non-attorney board members leading to appeals at great costs to the city. Also, it would create an inflexible set of rules which could not be changed without legislative action from the Board of Representatives.

Mr. Rubino said that if the Board of Representatives does want a creation of procedure, to hold passage would make no sense. He said that the proposed ordinance is a substantial improvement over the existing one in correcting many legal defects. Mr. Rubino said that the Board should pass the ordinance and if they so desire, can charge the Ethics Review Committee with the duty of drafting a procedural section which could be approved as soon as possible.

MR. MARTIN said that the ordinance should be approved as soon as possible as it has improved a number of defects in the current ordinance. He said that he could see the needs for the Ethics Review Committee to reconsider its position on the rules section as discussed by Mr. Larobina. Mr. Martin said that he will accept Mr. Larobina's motion even though it might be wiser to move ahead. He said that he would regret his vote if he finds that the Board is bogged down discussing separate issues at a later date.

MS. M. RINALDI said that earlier in the month, thorough the President of the Board, she requested an opinion from Corportion Counsel; she asked if the opinion was received?

PRESIDENT LYONS stated that he requested an opinion on the entire ordinance and asked that the opinion be received before this evening's meeting, but has not received it. President Lyons said that he assumed that the answer will be forthcoming.

MR. LaDESTRO said that comments made by other Board members such as anarchy without having strict procedural rules to govern the Board of Ethics, constitutional rights of due process being protected, can get people very excited; the proposed ordinance does have constitutional protections. He said that if strict procedural rules and regulations are put in, the hands of the board members will be tied. He said that sentiment was expressed by some Board of Ethics members that attended the Committee meetings.

Mr. LaDestro said that the members of the Ethics Board stated that they were comfortable in making their own rules and procedures that are on record. Mr. LaDestro said it is not that there are no rules and regulations; the Board of Ethics adopts their own rules and regulations and they are put on record with the Town Clerk for everyone to inspect. He said that if anybody was before that board, they would have the opportunity to look at the rules and regulations and because of the looseness with the rules and regulations, there is great latitude in protecting the board.

ETHICS REVIEW COMMITTEE: (continued)

MR. LADESTRO asked if anyone has ever seen any organization's rules and procedures set up mirroring any governmental body performed by attorneys that are simple? He said that the only way to have simple rules and regulations is for lay people to create those rules and regulations and if the rules and regulations are such that violate due process, it would be the duty of the Ethics Review Committee to investigate and proceed further. Mr. LaDestro stated that the best way to go would be to allow the people that have the experience to go forward with the rules and regulations.

PRESIDENT LYONS directed a question to Mr. LaDestro. President Lyons cited an example that if the first hearing was at the beginning of the month and the operating rules were under Rule A, in the second week a public hearing is held and rule A is changed, and if he were to come back the third week, would he have to operate under the second rule?

MR. LADESTRO said that he did not believe that to be the case and would have to look at the ordinance. He said that if that were to be, they would be redressing the courts as to arbitrary and capricious decisions addressing the concerns. Mr. LaDestro stated that that would not be a real fear.

PRESIDENT LYONS said that it would be a real fear as that was what was pointed out by Mr. Larobina thus ending up back in the courts because the rules and procedures were not defined.

MR. STORK said that, as a member of the Committee, he would not like the proposed ordinance returned to Committee for the reasons given by Co-Chair Rubino as well as the advice from the Corporation Counsel's office. He said that he wanted to see the ordinance become law this evening. He said that potential causes should be filed under the new ordinance for a more efficient process of ethics charges. Mr. Stork said that we should not promote more of the same agony that the city suffered during the E-911 hearings.

MR. BOCCUZZI said that he was in favor of returning the ordinance to Committee and in support of Mr. Larobina's comments. He said that he attended the public hearing and the only thing coming out of the public hearing was that someone was accused of wrong doing and the person had to pay \$5,000 to prove that he was not guilty and he had no place to go after he proved he was not guilty. Mr. Boccuzzi said that that was one of his problems with the ordinance.

Mr. Boccuzzi that if there is a commission that can change rules in midstream by a public hearing with very few from the public coming out to attend the hearing, the commission still has the right to change the rules half way in the investigation. Mr. Boccuzzi stated that the commission is not compelled to do what the public states, they can decide on what they want. Mr. Boccuzzi said that the rules should be put forth in the beginning. He favored many of the points in the proposed ordinance. He said that with the alternates, once an alternate sits in, the same alternate must sit in on all the hearings; different alternates cannot sit in at different times. Mr. Boccuzzi said that the alternates do not prevent from not having a quorum.

Mr. Boccuzzi urged his fellow representatives to return the proposed ordinance to Committee to take up the points heard this evening.

ETHICS REVIEW COMMITTEE: (continuing)

MRS. BROMLEY said that Mr. Larobina made a point regarding the incorporation of procedures. She said that the administrative procedures are standard and can be in or out of the ordinance. She said that an amendment could have been offered to include them. Mrs. Bromley said that from the comments made by Mr. Boccuzzi, she was hearing something else and her vote has changed. She said that she would not vote to return the ordinance to Committee for a full investigation of the entire ordinance; the Committee did the job in six months and thoroughly aired and heard the issues and one issue was rejected.

Mrs. Bromley said that much has been said that a charge can be brought against a person and that person is forced to defend himself. She said that in a democracy that is the nature of the system; someone can accuse a person and that person is stuck with the accusation but for the most part, people do not falsely accuse each other. Mrs. Bromley stated that for that she did not think the ordinance should be returned to Committee.

MRS. NAKIAN said that she was upset on hearing about the Board of Ethics changing their rules in midstream; she believed that that has never happened. She said that the ordinance reads, has read and will continue to read that the Board of Ethics shall publish 15 days before a public hearing, a copy of the proposed changes; it will publish the time, place, date, etc. Mrs. Nakian said that they will have their meeting, the public hearing and the rules do not take effect until 30 days after adopted. She said that the rules cannot possibly be changed in midstream and have them apply to a case in progress. She said that any legislation passed cannot be applied to a case that is already going on. Mrs. Nakian said that the Board of Ethics does not do that and did not like to hear the accusations and there are no suggestions that they should do that.

Mrs. Nakian said that on including the rules of procedure, Mr. Larobina gave her a copy of the text he wanted included in the ordinance; the text did not change the ordinance much. Mrs. Nakian said that the present ordinance says that the defendants and respondents have the right to present evidence; Mr. Larobina wants to change that to present oral evidence which is not irrelevant, immaterial or unduly repetitious. She said that this would add to the ordinance but what would happen when somebody tries to interpret what is duly repetitious.

Mrs. Nakian asked what if a case is lost if somebody violated the Code of Ethics because this is challenged; duly repetitious becomes a facet of our law and what happens if someone judges it too repetitious or not repetitious enough. Mrs. Nakian said that she did not want anyone to think that the Board of Ethics is changing the rules midstream. She said that the safeguards are in place but are not made part of the law, part of their rules of procedure. Mrs. Nakian said she would like to see the proposed ordinance approved this evening.

PRESIDENT LYONS said that no one accused the Ethics Board of changing their rules. He said that the question asked was, "Was it possible for them to do so under this ordinance?"

MRS. NAKIAN stated that it was not possible for the Ethics Board to do that under the ordinance.

ETHICS REVIEW COMMITTEE: (continued)

MRS. LAURIE said that the proposed ordinance may not have rules and procedures codified within but neither does the current ordinance. She said that if the ordinance is sent back to Committee, we will not have the codified rules of procedure nor the benefits of the new proposed ordinance. She said that she saw no gain in returning the ordinance to Committee as further amendments and changes can be made.

MR. RUBINO said that in addressing Mr. Boccuzzi's comments, he said that it was not possible to sustain a finding of a violation of the Code of Ethics in a proceeding where you change the rules in midstream; the charges would be dismissed in a second in superior court and he said that he could not see the Board of Ethics doing such a thing unless they intentionally wanted the person to get off.

Mr. Rubino said that Mr. Boccuzzi addressed one speaker at the Committee's hearing that claimed that he had no redress for being accused of an ethics violation. Mr. Rubino said that that was not so, if he really was not in violation of the code, and thought that it rose to the level of slander, he could have sued whomever signed the ethics complaint.

Mr. Rubino said that perhaps Mr. Boccuzzi has not read the new ordinance as he would know that that very speaker would not have had an ethics complaint filed against him under this proposed ordinance because this ordinance has a statute of limitations which would have eliminated the complaint against that speaker; perhaps, that section of the ordinance should be reviewed.

Mr. Rubino said that he believed that there were some people that just did not want to see an effective and hard-hitting Code of Ethics in the city and those would be the people that would vote to send this ordinance back to Committee.

MR. BOCCUZZI said that he would not be the one to say that we should not have a strong Code of Ethics as he has never been against a strong Code of Ethics and he was not looking for a Code of Ethics to protect anyone.

Mr. Boccuzzi said that Mr. Rubino was correct in saying that under the new code, the speaker would have not been brought up before the Ethics Board. Mr. Boccuzzi said that his problem was not because of the three years or more but the speaker had to spend a lot of money to prove that he was not guilty and there was no place for him to go but to another court thus spending more money to try to get back what was spent in the first place.

MR. BOCCUZZI said that he did not say that the code was not good; he said that Mr. Larobina's request should be worked into the code. He did not say that the code should be redone. Mr. Boccuzzi said that he did not think that anything could be put into the code on one of the problems he had; he said that Mr. Larobina's request could be put into the code within 30 days and everyone would be satisfied.

MR. LAROBINA restated his motion. He said that his motion was to send the proposed ordinance back to Committee to have the Committee re-examine the possibility of including procedural controls within the ordinance.

ETHICS REVIEW COMMITTEE: (continued)

MR. LAROBINA said that if procedural controls are not included in the ordinance, we will see a continual process of appeals from the Board of Ethics into the superior court challenging the actions based on procedural due process rights. He said that this will undermine the credibility, undermine the charge and the responsibility of the Board of Ethics. Mr. Larobina said the procedural controls have nothing to do with the work that has already been done. He said that the proposals brought forth by the Committee are good and moving in the right direction and a vast improvement of the present code. Mr. Larobina said that the procedural controls are vital and important especially dealing with administrative bodies with boards and commissions.

Mr. Larobina spoke about what he witnessed before the Zoning Board of Appeals last week. He said that he witnessed a board without any knowledge of procedural controls and witnessed an attorney who knew about these things. Mr. Larobina said that appeals will be made on a continual basis to the superior court, thereby, slowing the process of all boards and commissions. He said that we now have the opportunity and it should be done in the manner that other legislatures have.

MS. J. RINALDI said that there is a difference of interpretation among attorneys here and there was little chance that anyone will change their opinions. She Moved the question.

PRESIDENT LYONS said that since Ms. J. Rinaldi commented on the question, she is eliminated from Moving the question.

MR. LADESTRO said that for those on the fence on the matter, writing in the procedures into the Code of Ethics is not going to be a simple process. He said if you vote to do that, it will hold up the ordinance for a number of months. Mr. LaDestro stated that Assistant Corporation Counsel Richard Robinson has been working on rules and procedures for all the boards and commissions to operate by. He said that the ordinance can be passed this evening and afterwards, the Board can look at what Mr. Robinson comes up with and other things can be implemented. He said that there is no reason to hold this ordinance this evening.

MR. HOGAN 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 return the proposed ordinance concerning the Code of Ethics to Committee charging the Committee to re-examine to consider including procedural controls such as those in the Connecticut Administrative Procedures Act. APPROVED to return to Committee by 19 yes votes and 17 no votes.

AUDIT OVERSIGHT COMMITTEE - John J. Boccuzzi & Robert DeLuca, Co-Chairman

No report.

RESOLUTIONS - None.

MINUTES

1. NOVEMBER 4, 1992 REGULAR BOARD MEETING - Approved.
2. DECEMBER 1, 1992 REGULAR BOARD MEETING - Approved.
3. JANUARY 4, 1993 REGULAR BOARD MEETING - Not ready.

COMMUNICATIONS - Mr. Owens asked if any members know of seniors who need help in repairing or painting their homes. He said that this was part of the "Christmas in April Program." He can be contacted at Neighborhood Housing Services, 327-1647 or call the Council of Churches and Synagogues and speak with Rev. Brenda Stiers; the names will be put on a list for work to be done in April. A note will be sent to all members regarding this program.

OLD BUSINESS - Mr. Zelinsky said that he attended the Connecticut Department of Public Utility Control public hearing on Monday, January 25 at Rippowam and read the resolution opposing the Southern New England Telephone Company's proposed 100% rate increase. He said that the Telephone Company has cut the proposed \$160 million by \$26 million after the public hearing. He said that our vote did count.

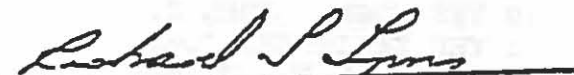
NEW BUSINESS - None.

ADJOURNMENT - Upon a motion duly made and Seconded and Approved by a voice vote, the meeting was adjourned at 11:50 p.m.



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

APPROVED:



Richard L. Lyons, President
22nd Board of Representatives

RLL:ak
Enclosures

NO	NAME
1	N/P EVANKO, JUDITH
2	PRS NAKIAN, MARIA
3	PRS PIA, THOMAS
4	PRS OWENS, BOBBY
5	PRS LOGLISCI, RALPH
6	PRS KOSBOB, WILLIAM
7	PRS LADESTRO, GREGORY
8	PRS RYBNICK, GERALD
9	PRS CURTIS, JEFFREY
10	PRS SABIA, RONALD
11	PRS MAIHOCK, AUDREY
12	PRS JOHNSON, FRED
13	PRS DE LUCA, ROBERT
14	PRS GERGLE, JOSEPH
15	PRS STORK, PHILIP
16	N/P BELCHER, WILLIAM
17	PRS RUBINO, JAMES
18	PRS MELLIS, ELLEN
19	N/P WHITE, W. DENNIS
20	PRS SUMMERVILLE, ANNIE

NOT PRESENT 4

NO	NAME
21	PRS DE PINA, GLORIA
22	PRS DOMONKOS, CARMEN
23	PRS CLEMMONS, GARY
24	PRS LAURIE, MARGGIE
25	N/P PERILLO, MILDRED
26	PRS PAVIA, NICHOLAS
27	PRS MITCHELL, ELAINE
28	PRS SHERER, DONALD
29	PRS MORRIS, SCOTT
30	PRS HOGAN, JOHN J.
31	PRS ZELINSKY, JOHN
32	PRS BROMLEY, ELLEN
33	PRS LAROBINA, MICHAEL
34	PRS RINALDI, JOAN
35	PRS LEYDON, JOHN F.
36	PRS JETTA, KURT A.
37	PRS RINALDI, MARY LOU
38	PRS MARTIN, DAVID
39	PRS BOCCUZZI, JOHN
40	PRS LYONS, RICHARD

PRESENT 36

STAMVOTE - VOTE PROCESSING

02-01-1993

TEST VOTE YES

NO	NAME
1	N/P EVANKO, JUDITH
2	YES NAKIAN, MARIA
3	YES PIA, THOMAS
4	YES OWENS, BOBBY
5	YES LOGLISCI, RALPH
6	YES KOSBOB, WILLIAM
7	YES LADESTRO, GREGORY
8	YES RYBNICK, GERALD
9	YES CURTIS, JEFFREY
10	YES SABIA, RONALD
11	YES MAIHOCK, AUDREY
12	YES JOHNSON, FRED
13	YES DE LUCA, ROBERT
14	YES GERGLE, JOSEPH
15	YES STORK, PHILIP
16	N/P BELCHER, WILLIAM
17	YES RUBINO, JAMES
18	YES MELLIS, ELLEN
19	N/P WHITE, W. DENNIS
20	YES SUMMERVILLE, ANNIE

N/P 4 N/V 0

NO	NAME
21	YES DE PINA, GLORIA
22	YES DOMONKOS, CARMEN
23	YES CLEMMONS, GARY
24	YES LAURIE, MARGGIE
25	N/P PERILLO, MILDRED
26	YES PAVIA, NICHOLAS
27	YES MITCHELL, ELAINE
28	YES SHERER, DONALD
29	YES MORRIS, SCOTT
30	YES HOGAN, JOHN J.
31	YES ZELINSKY, JOHN
32	YES BROMLEY, ELLEN
33	YES LAROBINA, MICHAEL
34	YES RINALDI, JOAN
35	YES LEYDON, JOHN F.
36	YES JETTA, KURT A.
37	YES RINALDI, MARY LOU
38	YES MARTIN, DAVID
39	YES BOCCUZZI, JOHN
40	YES LYONS, RICHARD

YES 36

NO 0

ABS 0