

MINUTES OF REGULAR BOARD MEETING

TUESDAY, JULY 6, 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 Tuesday, July 6, 1993, in the Legislative Chamber of the Board of Representatives, Government Center, 888 Washington Boulevard, Stamford, Connecticut.

The meeting was called to order at 8:50 p.m. by President Richard L. Lyons after both parties met in Caucus.

INVOCATION was given by the Rev. George Poulos, Pastor, Church of the Archangels, 1527 Bedford Street, Stamford, CT 06905

"Almighty God, the source of life and immortality, the author of all created things both visable and invisible, receive our petitions as we humbly beseech Thee that our will continue to guide our City of Stamford in all of its undertakings which are acceptable unto Thee. Bless our Mayor, the Board of Representatives and other leaders assembled here this evening and indue them with wisdom, with justice and integrity as they offer their services to the best of their ability; their compensation is our gratitude and our prayers are that they may continue to serve with Thy ever loving protection and guidance. 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 35 members present and five absent. Absent were Donald Sherer, Garry Clemmons, Kurt Jetta, Jeffrey Curtis and W. Dennis White; all were excused.

The Chair declared a quorum.

MACHINE TEST VOTE: Test votes were taken by President Richard L. Lyons, The machine was in good working order.

MOMENTS OF SILENCE:

For the late MARIE COLONNA PANICCIA requested by Representative Ralph F. Loglisci, 14th District and Representative Gregory LaDestro of the 17th District. "Maria Paniccia was a life long resident of Stamford. She died on June 18, 1993 at St. Joseph Medical Center at the age of 41. She was predeceased by her parents Donato Colonna and Grace Loglisci Colonna. Maria graduated from Stamford High School and Norwalk Community College. She was employed by the Board of Education at Westhill High School, St. Joseph Medical Center and the Easter Seal Rehabilitation Center. She was the beloved mother of Daniel Paul Paniccia, beloved sister of Patsy Colonna and beloved stepsister of George Matthews. She is also survived by three nephews and three nieces; several aunts, uncles and cousins. Her quick smile and kindness will be missed by her family and many friends. Our sincerest sympathy to her family."

MOMENTS OF SILENCE: (continued)

For the late GRETCHEN BINGHAM requested by the 22nd Board of Representatives.

The following tribute was written and submitted by Representative Audrey Maihock:

"Gretchen Bingham, a long time and highly respected resident of Erskine Road, passed away suddenly after a car accident on June 26, 1993.

"She was widely known and active in Republican politics for many years. She loved lively discussions of issues with friends, which she would explore until she felt the principles of integrity and fairness had been reached. After her husband, Jim Bingham, became a Superior Court Judge in 1983, she then concentrated her full attention and artistic talents to the beautiful restoration of the Bingham family home, its yard and gardens, and her impressionist painting. She had graduated from Principia College in East St. Louis, Illinois and the Chicago Art Institute. In the earlier years of her life, she had worked as a commercial artist.

"Gretchen was a gracious lady, and a devoted friend. She would quietly step forth as a trusted, capable rudder in the lives of others when she recognized their need for a friend to help guide them through a difficult situation in their lives.

"Her creative, artistic talents made her strive always for the quintessence of beauty. She performed her tasks in life with a perfection to every detail as a matter of course.

"Her loving, positive-thinking personality and warm, shy smile will leave its glow forever in the hearts of her many friends, who deeply miss her.

"Our love and deepest sympathy ^{are} ~~is~~ extended to her beloved husband, Judge James F. Bingham and family."

For the late JUDGE LOUIS J. IACOVO requested by the 22nd Board of Representatives. "Retired Stamford Probate Judge Louis J. Iacovo died at the age of 80 after a brief illness. He was a native of Stamford who practiced law for 30 years before his election as probate judge in 1968. He retired as probate judge in 1982. Judge Iacovo was active in the Republican party and was a member of many organizations in Stamford and throughout the state. He is survived by his wife, Rita B. Iacovo; three sons, Louis J. Iacovo, James S. Iacovo and Robert J. Iacovo; a brother, Edwin Iacovo; a sister, Camille Lindstrom; and seven grandchildren. He will be missed and our deepest sympathy to his wife, Rita and family."

For the late JASMINE D. MERCED requested by the 22nd Board of Representatives. "Jasmine Merced died following injuries she sustained from a stray bullet while attending a friend's birthday party. Jasmine was the daughter of Rita M. Volante and Angel Merced. She was seven years old and recently completed first grade at the K. T. Murphy Elementary School. She was a very bright and lovable child who did well in school and was looking ahead to a bright future. In addition to her parents, she is survived by a sister, Crystal Merced; her maternal grandparents, Lester and Vita Valenzano Palmucci; her maternal great-grandfather, Angelo Valenzano; her aunt, Alicia Palmucci-Gavin and many cousins. The City of Stamford is saddened by the untimely death of Jasmine. We extend our deepest sympathy and condolences to her parents and all members of the family."

MAYOR STANLEY J. ESPOSITO'S ANNUAL MESSAGE FOR FISCAL YEAR 1992/93 AS PER CHARTER SECTION 3-10-6.

PRESIDENT LYONS welcomed Mayor Esposito. The Mayor was escorted to the dais by Majority Leader John J. Boccuzzi and Minority Leader James M. Rubino.

MAYOR ESPOSITO greeted the Board and said that each member of the Board received a summary of Department Head reports which make up the infrastructure of the State of the City of Stamford. The Mayor gave the following report:

"This year's most significant achievement, and the one with the most potential, was the creation of a Department of Economic Development. The business community's response to this initiative has been extremely positive and very encouraging.

"Attracting and retaining business will be the key to our City's success. Together we must decide who we are, what we want to be, where we want to go, and how we want to get there. Our Department of Economic Development has already begun to serve as the catalyst for shaping this vision with the assistance of our local business organizations and many other people as well as many members of the Board of Representatives. As a matter of fact, before you this evening is the name of 'Kip' Christopher Bergstrom, my appointment for Director of Economic Development. I have already heard from several members of the Appointments Committee that they were impressed with Kip and his credentials as I was, and I certainly hope that you will confirm his appointment later this evening.

"From the standpoint of our fiscal situation, I must say that the City of Stamford is on very solid ground. Once again, we received a Triple A Bond Rating from both Moodys and Standard and Poors; in fact, we are only one of about two dozen such cities in the entire United States that received a Triple A Rating from more than one independent bond agency.

"In the area of labor negotiations, before you tonight, is what I consider a landmark agreement in the city's negotiating history. It is the agreement reached between the City and the MAA. This agreement is truly an illustration of both a cooperative negotiating process and long term thinking we need to bring to the bargaining table in order to better manage the City's financial future.

"Further, our budget sessions and the actions of the Board of Representatives and the Board of Finance have resulted in a second consecutive year of a minimal tax increase. The message received by all our city departments has been, 'streamline your operations, run as efficiently and as effectively as you possibly can.' We all have to do more with less in the best interest of the City's taxpayers.

"Also, in the course of the past fiscal year, there have been several key managerial appointments made. Chief Ron Graner now heads our City Fire Department, Patrick O'Connor was appointed as Commissioner of Finance and Stephen Elkins most recently has become our Director of Parks and Recreation. Commissioner O'Connor was able to negotiate an agreement among all interested parties to finally name a new purchasing agent for the City of Stamford; a position which has been vacant, but sorely needed up to this point. Frankly, I think he should be commended for that.

MAYOR STANLEY J. ESPOSITO'S ANNUAL MESSAGE FOR FISCAL YEAR 1992/93 AS PER CHARTER SECTION 3-10-6 (continued)

"There are more major appointments yet to be made, that of the Chief of Police, Director of Traffic and Parking and the Community Development Director. I will continue to insist that qualified candidates be presented to me for my consideration and my appointments will be those I feel will do the best job for the entire City of Stamford.

"Our City recently endured some of the most damaging winter storms the city has ever seen. Our Parks Department, Emergency Response Units, Public Works Department, Fire and Police Departments demonstrated their ability and professionalism throughout.

"The Parks Department is to be commended for their efforts in readying Stamford's parks and beaches for this summer season. Looking at the beaches today, you would never believe that they were almost totally washed away last November.

"Again, and for the second year in a row, I, personally, remain optimistic that we, as a city, are beginning to see the signs of regrowth. Those of us who work in the Government Center daily can see it coming. It will require all of us to pull together in the same direction to get there however. If we work together, we can't help but succeed. Let's never lose sight of the fact that, as a city, the City of Stamford is one that others admire and emulate.

"And, as I said to you earlier, our charge over the next fiscal year, over the next 12 months, is to define the new reality which is to be the City of Stamford and work together to make it happen. I look forward to a new year of mutual cooperation and the benefits that we will all reap from working together toward a common goal."

MAYOR ESPOSITO thanked the Board members for their attention.

PRESIDENT LYONS thanked Mayor Esposito for his presence.

STANDING COMMITTEES

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.

STEERING COMMITTEE REPORT: (continued)

The Steering Committee met on Wednesday, June 16, 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 7:30 p.m. He declared a quorum.

Present at the meeting:

Richard L. Lyons, Chairman	Scott Morris	Marggie Laurie
Bobby Owens	Mary Lou Rinaldi	Carmen Domonkos
James Rubino	Robert DeLuca	John J. Hogan
Philip R. Stork	Thomas Pia	Maria Nakian
Elaine Mitchell	W. Dennis White	John Roman, WSTC
David Martin	Joan Rinaldi	Larry Hartstein, Advocate
Donald Sherer	John Zelinsky, Jr.	Marian Brown, CT Post
		Anne Kachaluba

APPOINTMENTS COMMITTEE - Ordered on the Agenda were all 10 items appearing on the Tentative Steering Agenda.

FISCAL COMMITTEE - Ordered on the Agenda were 17 of the 19 items appearing on the Tentative Steering Agenda; also, two from the Addenda and one from the Pending Agenda. Ordered on the Pending Agenda were two items appearing on the Tentative Steering Agenda. The record will note that Ms. Summerville abstained on the following items: \$7,080 for Dept. 92-668 Substance Abuse Committee; \$83,362 Health Department salaries; \$38,874 Health Department Housing Code Enforcement; \$12,548 Health Department WIC Program; \$806 Health Department Farmers Market Grant; and \$45,259 Social Services Department salaries. Mr. DeLuca voted no on \$83,362 Health Department salaries.

LEGISLATIVE & RULES COMMITTEE - Ordered on the Agenda were seven of the eight items appearing on the Tentative Steering Agenda. The item concerning street vendors was placed on the Pending Agenda. Ordered off the Pending Agenda were two items: Establishing policies re contract controls and disqualifications and suspension from bidding process.

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

PLANNING & ZONING COMMITTEE - Ordered on the Agenda were all three 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 and one from the Addenda.

HEALTH & PROTECTION COMMITTEE - Ordered on the Agenda were the two items appearing on the Tentative Steering Agenda. The record will note that Ms. Summerville abstained on both items. Ordered off the Pending Agenda was the Matter of emergency police response time in North Stamford.

PARKS & RECREATION COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda.

STEERING COMMITTEE REPORT: (continued)

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

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - No items appeared 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 were the two items appearing on the Tentative Steering Agenda.

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

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

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 - Ordered off the Agenda was the one item appearing on the Tentative Steering Agenda. Ordered on the Agenda, after Rules suspended, was the Matter of the Development of a Code of Procedure for the Board of Ethics.

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

RESOLUTIONS - No items appeared on the Tentative Steering Agenda. Ordered on the Agenda, after Rules suspended, was a Sense-of-the-Board Resolution Honoring the Stamford Festival of the Arts.

ADJOURNMENT - There being no further business to come before the Steering Committee, upon a motion made, Seconded and Approved, the meeting was adjourned at 8:00 p.m.

Richard L. Lyons, Chairman
Steering Committee

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

REP. BROMLEY said that the Appointments Committee met on Tuesday, June 29, 1993. Present were Reps. Annie Summerville, Philip Stork, Ralph Loglisci, John Leydon, Thomas Pia, John Boccuzzi, Gloria DePina and Ellen Bromley; Rep. Ellen Mellis was excused.

Rep. Bromley placed items 1, 2, 3, 4, 5, 7, 8 and 9 on the Consent Agenda. The record will note that Rep. Thomas Pia abstained in Committee on items 3, 4, and 5 (Traffic Hearing Officers).

APPOINTMENTS COMMITTEE: (continued)

STAMFORD GOLF AUTHORITY

TERM EXPIRES

1. MR. FRANK NOTO (D) Reappointment. 1/1/96
1123 Shippan Avenue

APPROVED ON CONSENT AGENDA

DIRECTOR OF ECONOMIC DEVELOPMENT

2. MR. CHRISTOPHER LODGE BERGSTROM 11/30/93
999 Forest Road
New Haven, CT 06515

APPROVED ON CONSENT AGENDA WITH THREE ABSTENTIONS. MARY LOU RINALDI, CARMEN DOMONKOS AND THOMAS PIA.

TRAFFIC HEARING OFFICER

3. MR. RALPH SERAFINO (D) 2-year term
40 Mitchell Street

APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION. THOMAS PIA.

TRAFFIC HEARING OFFICER

4. MR. PETER BETSOS (R) 2-year term
190 Rocky Rapids Road

APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION. THOMAS PIA.

TRAFFIC HEARING OFFICER

5. MS. DEMETRA D. JONES (R) 2-year term
191 Southfield Avenue

APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION. THOMAS PIA.

HEALTH COMMISSION

6. MS. KATHLEEN HESLIN (D) Reappointment. 12/1/94
68 Rising Rock Road

HELD IN COMMITTEE

ZONING BOARD

7. MR. HERB KOHN (D) Reappointment. 12/1/97
6 Kenilworth Dr. East

APPROVED ON CONSENT AGENDA

APPOINTMENTS COMMITTEE: (continued)

PERSONNEL APPEALS BOARD

TERM EXPIRES

8. MS. ROCHELLE R. RETLEFF (R) Replacing Faith Justice 12/1/93
1186 Hope Street "F" whose term expired.

APPROVED ON CONSENT AGENDA

ENVIRONMENTAL PROTECTION BOARD

9. MR. RICHARD ROHR (R) Replacing W. Conway who 12/1/93
59 East Lane resigned.

APPROVED ON CONSENT AGENDA

BOARD OF TAX REVIEW

10. MS. DIANE BALDYGA (D) Reappointment. 12/1/98
23 Maltbie Avenue

HELD IN COMMITTEE

REP. BROMLEY Moved the Consent Agenda. Seconded.

PRESIDENT LYONS called for a vote to approve the Consent Agenda. APPROVED by voice vote with Mary Lou Rinaldi, Carmen Domonkos and Thomas Pia abstaining on item 2 and Thomas Pia abstaining on items 3, 4, and 5.

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

REP. DOMONKOS said that the Committee met on Wednesday, June 30, 1993. Present were Committee members Carmen Domonkos, Mary Lou Rinaldi, Gerald Rybnick, Gloria DePina, William Kosbob, John F. Leydon, Jr., Maria Nakian, Ralph Loglisci and Nicholas Pavia. Various department heads were also present.

Rep. Domonkos placed items 5, 7, 10, 11, and 18 on the Consent Agenda. All Secondary Committee concurred or waived the Secondary Committee report.

1. \$ 89,300.00 - LAW DEPARTMENT - CODE 230.5150 PROFESSIONAL CONSULTANTS additional appropriation for labor negotiations and grievance consulting services. Request by Mayor Stanley J. Esposito, 5/28/83. Defeated by Board of Finance 6/21/93.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

NO ACTION TAKEN: DEFEATED BY BOARD OF FINANCE.

2. \$ 31,000.00 - PARKS AND RECREATION DEPARTMENT - TERRY CONNORS ICE RINK - CODE 620.2720 ELECTRICITY - additional appropriation to cover account that was phase funded. Request by Mayor Stanley J. Esposito, 5/28/93. Defeated by Board of Finance 6/21/93.

Above also referred to PARKS AND RECREATION COMMITTEE.

NO ACTION TAKEN: DEFEATED BY BOARD OF FINANCE.

FISCAL COMMITTEE: (continued)

3. \$ 7,080.00 - DEPARTMENT 92-668 SUBSTANCE ABUSE COMMITTEE - CODE VARIOUS - additional appropriation to cover revised CADAC budget for 1992/93.

92.1130 part-time	\$2,124
92.2923 copying & printing	656
92.2930 educational material	1,200
92.5501 contracted services	<u>3,100</u>
	\$7,080

Request by Mayor Stanley J. Esposito, 5/28/93. Board of Finance approved 6/21/93.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

REP. DOMONKOS said that the Committee voted six to three for approval. Moved. Seconded.

REP. MAIHOCK said that the Health and Protection Committee voted four to two to approve.

PRESIDENT LYONS proceeded to a vote to approve item 3. DEFEATED by a vote of 21 yes, 13 no votes with one abstention. (Two-thirds votes needed)

4. \$ 19,600.00 - PERSONNEL DEPARTMENT - CODE 270.1110 SALARIES - additional appropriation to fund arbitration award for two personnel analysts. Request by Mayor Stanley J. Esposito, 5/28/93. Defeated by Board of Finance 6/21/93.

Above also referred to PERSONNEL COMMITTEE.

NO ACTION TAKEN: DEFEATED BY BOARD OF FINANCE.

5. \$ 70,000.00 - HEALTH DEPARTMENT - CODE 550.1110 SALARIES - additional appropriation to fund two full time Sanitarian II's be restored to the 1993/94 operating budget. Request by Mayor Stanley J. Esposito, 6/1/93. Board of Finance approved 6/21/93.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

6. 38,874.00 - HEALTH DEPARTMENT - HOUSING CODE ENFORCEMENT - CODE 551.110 SALARIES - additional appropriation to fund arbitration settlement award. Request by Mayor Stanley J. Esposito, 5/28/93. Defeated by Board of Finance 6/21/93.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

NO ACTION TAKEN: DEFEATED BY BOARD OF FINANCE.

FISCAL COMMITTEE: (continued)

7. \$ 12,548.00 - HEALTH DEPARTMENT - WIC PROGRAM CODE 573.VARIOUS - additional appropriation to cover increased grant funding.

573.1110 salaries	\$ 1,323
573.1310 FICA	100
573.1330 medical/life	2,288
573.1390 general insurance	1,410
573.2610 maintenance of equipment	500
573.2740 telephone	150
573.2916 administrative expenses	1,082
573.2923 copying and printing	250
573.2930 office supplies	3,395
573.2940 conference and training	50
573.3738 health certificate	<u>2,000</u>
	\$12,548

Request by Mayor Stanley J. Esposito, 5/28/93. Board of Finance approved 6/21/93.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

8. \$ 806.00 - HEALTH DEPARTMENT - CODE 565.VARIOUS - additional appropriation to administer Farmers Market Grant associated with WIC Program.

565.1140 seasonal	\$ 720
565.1310 FICA	56
565.2923 copying & printing	<u>30</u>
	806

Request by Mayor Stanley J. Esposito, 5/28/93. Contingent upon Board of Finance approval. (Board of Finance approved 7/7/93)

HELD IN COMMITTEE

9. \$146,000.00 - DEPARTMENT OF PUBLIC WORKS - CODE 343.1110 SALARIES - additional appropriation to restore inadvertent cut made during budget process. Request by Mayor Stanley J. Esposito, 6/4/93. Contingent upon Board of Finance approval. (Board of Finance approved 7/7/93)

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

HELD IN COMMITTEE

10. \$ 36,000.00 - BOARD OF FINANCE - CODE 103.5150 PROFESSIONAL CONSULTANTS - additional appropriation to fund grant program audits required by Federal and State Single Audit Acts. Request by Mayor Stanley J. Esposito, 6/3/93. Board of Finance approved 6/21/93.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA

FISCAL COMMITTEE: (continued)

11. \$500,000.00 - DAY CARE - CODE 750.1703 DAY CARE RENOVATIONS - AMENDMENT TO CAPITAL PROJECTS BUDGET FOR FISCAL YEAR 1993/94 FOR PROJECT 750.1703 DAY CARE RENOVATIONS - additional appropriation to cover project. To be funded by grant. Exhibit A is part of this resolution. Request by Mayor Stanley J. Esposito, 5/21/93. Planning Board approved 6/8/93. Board of Finance approved 6/21/93.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA

12. \$300,000.00 - MAYOR'S OFFICE - CODE 201.155 HOUSING DEVELOPMENT FUND - AMENDMENT TO CAPITAL PROJECTS BUDGET FOR FISCAL YEAR 1993/94 FOR PROJECT 201.155 HOUSING DEVELOPMENT - additional appropriation for local matching funds for costs associated with rehabilitation of the Trinity Towers building for up to 48 units for low-to-moderate income families. To be financed by bonding. Exhibit A is part of this resolution. Request by Mayor Stanley J. Esposito, 6/8/93. Planning Board approved 6/8/93. Contingent upon Board of Finance approval.

Above also referred to HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE.

HELD IN COMMITTEE

13. PROPOSED RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA FOR A GRANT UNDER THE FEDERAL TRANSIT ACT OF 1964, AS AMENDED. This is for the operation of the Dial-A-Ride Program. Amount not to exceed \$225,952. Submitted by Mayor Stanley J. Esposito, 4/29/93.

REP. DOMONKOS said the Committee voted to approve item 13. Moved. Seconded.

PRESIDENT LYONS called for a vote to approve item 13. APPROVED by voice vote with 33 yes and two no votes, Rep. LaDestro and Rep. Maihock.

14. \$148,414.00 - DEPARTMENT OF PUBLIC WORKS - CODE 314.1201 OVERTIME - SNOW EMERGENCY - additional appropriation to cover money spent to handle "Blizzard of '93." Request by Mayor Stanley J. Esposito, 5/6/93. Defeated by Board of Finance 6/21/93. Held in Committee 6/7/93.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

NO ACTION TAKEN: DEFEATED BY BOARD OF FINANCE.

FISCAL COMMITTEE: (continued)

15. 917,092.00 - DEPARTMENT OF PUBLIC WORKS - AMENDMENT TO CAPITAL PROJECTS BUDGET FOR FISCAL YEAR 1992/93 FOR PROJECT CODE 343.9531 REPAIRS/IMPROVEMENTS TO INCINERATOR COMPLEX - additional appropriation to cover cost of repairs/improvements to incinerator complex including the transfer station. To be funded by closeout/transfer of various capital projects.

Close-out accounts:

340-032 fireproof brick replacement	\$ 6,647.30
346-026 grate replacement	210,000.00
346-027 '73 incinerator refractory repair	8,192.00
346-157 crane repair	8,221.74
346-160 control system for '73 incinerator	8,463.75
346-213 '58 incinerator refractory repair	333,352.70
346-219 '73 incinerator precipitator repairs	110,214.57
346-228 ID motor for '73 incinerator	78,000.00
346-229 '58 incinerator precipitator repair	<u>154,000.00</u>
	\$917,092.06

Request by Mayor Stanley J. Esposito, 4/23/93. Contingent upon Planning Board and Board of Finance approval. Held in Committee 6/7/93.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

HELD IN COMMITTEE

16. REPORT ON PUBLIC HEARING HELD TO ACCEPT APPLICATIONS FOR THE NEIGHBORHOOD ASSISTANCE ACT. Submitted by Sandra L. Dennies, Grants Director, 5/11/93. Report made 6/7/93.

REP. DOMONKOS said that a public hearing was held for the Neighborhood Assistance Act; 18 agencies appeared before the Committee with 64 programs totalling \$2.8 million. Next month, the applications will be certified and a resolution will be forthcoming.

17. 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 from 1/6 to 12/1/92. Reports made and Held in Committee 1/4, 2/1, 3/1, 4/1, 5/3 and 6/7/93.

HELD IN COMMITTEE

18. \$ 45,259.00 - SOCIAL SERVICES DEPARTMENT - CODE 510.1110 SALARIES - additional appropriation to restore funding for Human Rights field investigator full time and two program directors from permanent part time to full time. Request by Mayor Stanley J. Esposito, 6/15/93. Board of Finance approved 6/21/93.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION. MILDRED PERILLO.

FISCAL COMMITTEE: (continued)

19. \$ 2,500.00 - PATRIOTIC OBSERVANCES COMMISSION - CODE 116.3220 JULY FOURTH additional appropriation needed to cover revised estimate for July 4 fire works. Request by Mayor Stanley J. Esposito, 6/15/93. Board of Finance approved 6/21/93.

Above also referred to PARKS AND RECREATION COMMITTEE.

REP. DOMONKOS said that the Committee voted to approve item 19. She said that an additional \$2,500 was received from corporations; the request is for authorization to spend the money if the contract exceeds \$50,000, otherwise, funds will be returned to corporations. Moved for approval. Seconded.

REP. DeLUCA wanted clarification on the item; if the money was coming out of the budget and if the money would be coming out of the contingency fund?

REP. DOMONKOS stated that she was told by Ms. Raffaele that the money was received from corporations and if not spent, will be returned to the corporations.

PRESIDENT LYONS stated that coming up under Suspension of Rules is a request to amend the item for \$32,000 that was approved last month for the fire works. He said that the money was raised by the Chamber of Commerce; the Coliseum Authority met after all donations were not received by the Chamber of Commerce so now the Coliseum Authority is giving the city the \$32,000.

PRESIDENT LYONS called for a vote to approve item 19. APPROVED by voice vote, 35 yes votes.

20. MATTER OF BOARD APPROVAL OF THE PROJECT INTERCEPT CONTRACT. ALSO, UPDATE FROM COMMISSIONER OF FINANCE ON ANY OTHER CONTRACTS THAT HAVE EXCEEDED \$100,000 AND HAVE NOT BEEN SUBMITTED TO THE BOARD FOR APPROVAL. Requested by Rep. William Kosbob, D-16, 3/31/93. Held in Steering 4/14/93. Held on Pending Agenda 5/12/93.

HELD IN COMMITTEE

REP. DOMONKOS said that she was waiting for a report on this contract from Commissioner O'Connor as the Board is to approve all service contracts over \$100,000. She stated that she received a call from Frank Friedrichs, Senior Buyer, in which he indicated that the contract was for six months and for \$85,000. Rep. Domonkos said that she asked Mr. Friedrich in regards to other contracts; he said that he was not aware of any and he did not receive service contracts as they go through the legal department; he talked to the legal department and they stated that they do not retain copies of all service contracts so they are not the ones reporting on the contracts. Rep. Domonkos said that it appears that the one office that sees all the contracts is the Mayor's office, and the Committee will further looking into the matter.

REP. DOMONKOS Moved the Consent Agenda. Seconded.

PRESIDENT LYONS called for a vote to approve the Consent Agenda. APPROVED by voice vote with Rep. Perillo abstaining on items 5 and 18.

FISCAL COMMITTEE: (continued)

REP. DOMONKOS Moved to Suspend the Rules to take up an item not on the Agenda. Seconded.

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

21. \$ 32,000.00 - 92-116 PATRIOTIC OBSERVANCES COMMISSION - CODE 116.3220 - additional appropriation to cover funds received from the Coliseum Authority for fireworks display. Originally, funds were to come from donations solicited by the Chamber of Commerce. Because all the donated funds were not received, the Coliseum Authority came back to the city with \$32,000. Amended by letter of 7/6/93 from Sandra L. Dennies, Grants Director. Contingent upon Board of Finance approval.

REP. DOMONKOS said that last month, the item on Agenda was for the donation provided by corporations. She said that after that, the Coliseum Authority approved \$32,000 to replace the money donated by the corporations, therefore last month's action must be amended to state that the money was received from the Coliseum Authority. Moved. Seconded.

PRESIDENT LYONS called for a vote to approve item 21. APPROVED by voice vote with no dissenting votes.

REP. DOMONKOS Moved to Suspend the Rules to take up an item not on the Agenda. Seconded.

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

22. PROPOSED RESOLUTION AMENDING RESOLUTION NO. 2132 ADOPTION OF THE OPERATING AND CAPITAL BUDGETS FISCAL YEAR FROM JULY 1, 1993 TO JUNE 30, 1994 TO INCLUDE EXHIBIT A--AUTHORIZATION OF BONDING AND DECLARATION OF OFFICIAL INTENT. Submitted by Margaret Brown, Controller, 6/23/93. Board of Finance approved 7/7/93.

REP. DOMONKOS said that when the 1993/94 capital budget was approved, a resolution was to accompany the budget but was not received. She said that when capital funds are approved, a resolution is required by the bond counsel. allowing the city to bond projects. Moved. Seconded.

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

LEGISLATIVE & RULES COMMITTEE - Maria Nakian, Chairwoman

REP. NAKIAN said that the Committee met on Monday, June 28, 1993, at 7:00 p.m. Present were Committee members Maria Nakian, Scott Morris, Carmen Domonkos, Gregory LaDestro, Audrey Maihock, David Martin, Elaine Mitchell, Joan Rinaldi, Donald Sherer and John R. Zelinsky, Jr.; Rep. Ellen Bromley was excused. Also, present were Rep. Marggie Laurie, Deputy Chief Walter Young, David Emerson, Executive Director of Environmental Protection Board and Louis Casale, Jr., a member of the Environmental Protection Board.

LEGISLATIVE & RULES COMMITTEE: (continued)

REP. NAKIAN placed items 3 and 4 on the Consent Agenda.

1. (L&R22.48) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING THE ISSUANCE OF CITATIONS FOR VIOLATIONS OF THE CODE OF ORDINANCES AND LOCAL REGULATIONS. Submitted by Reps. Maria Nakian, D-20 and David Martin, D-19, 2/19/93. Held in Committee 4/1 and 6/7/93. Returned to Committee 5/3/93.

HELD IN COMMITTEE

2. (L&R22.53) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING PERMITS FOR PUBLIC GATHERINGS. Submitted by Rep. Maria Nakian, D-20, 4/23/93. Held in Committee 6/7/93.

HELD IN COMMITTEE

3. (L&R22.54) FOR FINAL ADOPTION - PROPOSED ORDINANCE AMENDING ARTICLE V, SECTION 6-21 OF THE CODE OF ORDINANCES CONCERNING THE ENVIRONMENTAL PROTECTION BOARD. Submitted by Reps. Maria Nakian, D-20, Richard L. Lyons, D-1, Donald B. Sherer, R-18 and David Martin, D-19, 5/3/93. Approved for publication 6/7/93.

Above also referred to ENVIRONMENTAL PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

4. (L&R22.57) FOR FINAL ADOPTION - PROPOSED ORDINANCE AMENDING SECTION 214-24 OF THE CODE OF ORDINANCES CONCERNING CONSTRUCTION OF STREETS AND BRIDGES. Submitted by Rep. Maria Nakian, D-20, 5/7/93. Approved for publication 6/7/93.

APPROVED ON CONSENT AGENDA

5. (L&R22.58) REVISION OF SECTION 111-1 B. OF THE CODE OF ORDINANCES CONCERNING DOG REGULATIONS. Requested by Rep. John R. Zelinsky, Jr., D-11, 5/7/93. Held in Committee 6/7/93.

HELD IN COMMITTEE

6. (L&R22.60) PROPOSED RESOLUTION REGARDING A TIME FRAME ON WHICH TO GRANT TAX ABATEMENTS. Submitted by Rep. John R. Zelinsky, Jr., 6/9/93.

HELD IN COMMITTEE

7. (L&R22.61) FOR PUBLICATION - PROPOSED ORDINANCE AMENDING CHAPTER 59 OF THE CODE OF ORDINANCES CONCERNING THE TRANSIT DISTRICT. Submitted by Reps. Maria Nakian, D-20 and Scott A. Morris, D-17, 5/5/93. Held in Committee 6/7/93.

HELD IN COMMITTEE

LEGISLATIVE & RULES COMMITTEE: (continued)

REP. NAKIAN Moved the Consent Agenda for approval. 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

REP. LaDESTRO said that the Committee met on Wednesday, June 23, 1993, at 7:30 p.m. Present were Committee members W. Dennis White, Chairman; Scott Morris, Philip Stork and Gregory LaDestro.

1. LIST OF 20 OWNED CITY PROPERTIES PROPOSED FOR SALE BY AUCTION. Submitted by Daniel M. McCabe, Corporation Counsel, 4/26/93. Planning Board on 5/4/93 recommended List Nos. 9, 11, 13, 14 and 18 for sale; List Nos. 16, 17 and 19 to be held to consider for vest pocket park use. Held in Committee 6/7/93. Contingent upon Board of Finance approval.

HELD IN COMMITTEE

2. STATUS REPORT ON THE OLD TOWN HALL. Requested by Rep. Annie M. Summerville, D-6, 5/6/93. Held in Committee 6/7/93.

HELD IN COMMITTEE

REP. LaDESTRO said that the Committee thought it worthwhile to look into the matter of the Old Town Hall. He said that a subcommittee has been appointed to look further into the matter, and organizations that are trying to revitalize Stamford will be asked for input.

3. REAL ESTATE APPRAISALS AND PROPOSED SALE OF A PORTION OF COMMERCE ROAD. Commissioner of Finance Patrick O'Connor recommended the value of said property \$622,000. Planning Board recommended no sale, 5/25/93. Board of Finance approved with conditions 6/21/93.

REP. LaDESTRO said that the Committee voted five in favor with no opposition to approve the sale of property for the price of \$622,000. Moved. Seconded.

REP. MORRIS Moved to Return to Committee item 3. Seconded. Rep. Morris said that the way the ordinance governing the sale of city-owned property reads, there is uncertainty as to whether the three Boards; the Planning Board, the Board of Finance and the Board of Representatives have to approve the sale.

REP. LaDESTRO said that this evening was the first that this was brought to his attention. Rep. LaDesrtro read Section 9-6 of the Code: "Notwithstanding the process of establishing recommendations for unused properties and selling such properties as established in Section 9-4 and 9-5 above, the Mayor may request that the Planning Board, The Board of Finance and the Board of Representatives, in that sequence, approve the sale of any city-owned real property subject to such terms and conditions as the Mayor may deem to be in the best interests of the city."

PLANNING & ZONING COMMITTEE: (continued)

REP. LaDESTRO (continuing) stressed "may request that the Planning Board, the Board of Finance and the Board of Representatives;" the Section goes on to say, "Such Sale must be approved by ordinance passed by the Board of Representatives." Rep. LaDestro said that his contention was that the ordinance is clear that the Board of Representatives has the final say and is not a situation where all three Boards have to be in agreement.

Rep. LaDestro quoted from Section 9-4 Lease or sale of real property; triennial list: E. "The Planning Board, the Board of Finance and the Board of Representatives; (hereafter 'Boards') need not agree on their respective recommendations for any unused property." Rep. LaDestro said that it was apparent to him that there is no good reason to hold up the sale of Commerce Road and it would be better to get the property back on the city's tax list.

PRESIDENT LYONS proceeded to a vote to Return to Committee the proposed sale of a portion of Commerce Road. DEFEATED by 15 yes, 15 no votes with three abstentions.

REP. MARTIN said that he and Maria Nakian, as Co-Chairs of L&R, wrote the ordinance and the ordinance is clear that the Planning Board, the Board of Finance and the Board of Representatives, in that order, must approve the sale of city property. He said that the word "may" could be questioned and argued but the intent is clear.

REP. LaDESTRO Moved for approval of item three. Seconded.

REP. MAIHOCK asked why the Planning Board recommended not to sell the property?

REP. LaDESTRO said that perhaps Dennis White had the information but he did not as that was not discussed at the Committee meeting.

REP. NAKIAN said that the Planning Board did send a letter with their reason. She said that they stated that the sale of city streets or portions thereof is normally in response to an overall plan for a specific area whereas the purchaser offers no plan for consideration; the letter also stated that the price appears to be too low in terms of a long-term use and value of the property.

Rep. Nakian said that the ordinance speaks of the order in which the approval of the three boards is required and the fact that if one board makes a change, there is a certain amount of time to then have the changed considered by the other boards. She said that it was clear to her that approval of the three boards is required. She also stated that while she was not possibly against the sale as such, she was in favor of following the proper procedure for the sale; she would be against the sale until the procedure is cleared up.

REP. BOCCUZZI said that there is a problem with the word "may" and "shall" when it appears in contracts when non-union people come in asking for the same benefits as union members receive. Rep. Boccuzzi said that if the ordinance stated "shall" that it should have read "shall" and not "may." He said that what the intent was and what is in the ordinance is something else.

Rep. Boccuzzi said that there were two appraisals and the number on the Agenda is the upper appraisal; an appraisal was made by City Engineer Frank Soldano for \$1.2 or \$1.3; Mr. Soldano is not an appraiser and Rep. Boccuzzi did not know where Mr. Soldano got his numbers. Rep. Boccuzzi urged his colleagues to approve the sale.

PLANNING & ZONING COMMITTEE: (continued)

PRESIDENT LYONS proceeded to a vote to approve item three. APPROVED by 19 yes, 12 no votes with four abstentions.

REP. LaDESTRO stated that all that is required is that written notice be given to the other boards allowing them to reconsider their positions within 30 days of the notice.

REP. MARTIN said that the reason why there is time for reconsideration is because there may be a change; a vote is required in the affirmative in order to approve a sale and without that vote, and without it being in order, the sale does not pass.

REP. DOMONKOS asked if there is a long-range plan for the property?

REP. LaDESTRO said that there was no specific recommendation from the Mayor that there had to be such a plan. He said that the Planning Board made the comment as to why they did not vote for approval. Rep. LaDestro said that that was not one of the conditions under a special sale that the Mayor had put a condition precedent to such approval so there was no need to inquire into that aspect.

REP. DOMONKOS asked if the people interested in buying appeared before the Committee and was anything asked about a plan?

REP. LaDESTRO said that he answered Rep. Domonkos' question; there was no requirement to seek the information and the Committee felt it was not necessary to determine a plan.

REP. DOMONKOS said that a long range plan for the property should be known before it is sold.

REP. ZELINSKY Moved the question. Seconded.

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

PRESIDENT LYONS proceeded to a vote to approve the real estate appraisal and proposed sale of a portion of Commerce Road. APPROVED by 19 yes and 12 no votes with four abstentions. President Lyons said that the actual sale must be done be ordinance.

PUBLIC WORKS & SEWER COMMITTEE - Bobby Owens, Chairman

REP. OWENS said that the Committee met on Wednesday, June 30, 1993, at 7:30 p.m. Present were Committee members Robert DeLuca, Bobby Owens, John Zelinsky and Rep. Joseph Gergle. There was no quorum present and some of the invitees could not be present.

1. FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING DEFERRALS OF SEWER ASSESSMENTS FOR ELDERLY AND DISABLED PROPERTY OWNERS. Submitted by Mayor Stanley J. Esposito, 5/25/93.

HELD IN COMMITTEE

PUBLIC WORKS & SEWER COMMITTEE: (continued)

2. PROPOSED RESOLUTION CONCERNING THE BOARD OF EDUCATION'S RECOMMENDATION DESIGNATING A PARCEL OF LAND AT THE TURN OF RIVER MIDDLE SCHOOL PROPERTIES BE RETURNED TO THE JURISDICTION OF THE CITY OF STAMFORD. Said land to be used for a branch library of the Ferguson Library; also, other conditions requested. Submitted by Allen Grafton, Asst. to the Supt., Stamford Public Schools, 888 Washington Boulevard, Stamford, CT 06904-2152, 6/9/93.

HELD IN COMMITTEE

3. RESULTS AND ACTION TO BE TAKEN ON TOILSOME BROOK FLOOD PLAN MANAGEMENT STUDY. Requested by Rep. Joseph A. Gergle, D-11 and Rep. John R. Zelinsky, Jr., D-11, 6/14/93.

HELD IN COMMITTEEHEALTH & PROTECTION COMMITTEE - Audrey Maihock & Marggie Laurie, Co-Chairwomen

REP. MAIHOCK said that the Committee met on Thursday, June 24, 1993 at 7:00 p.m. in the Cafeteria. She said that public hearings were held on the two items on the Agenda. Present were Audrey Maihock and Marggie Laurie, Co-Chairpersons; Joseph Gergle, James Rubino, and Bobby Owens; Ellen Mellis was excused. Others present were Scott McGlone of WSTC, Susan Harris and Rich Weisel of the New York Times, Larry Hartstein of the Advocate and Marion Gail Brown of the Connecticut Post. Rep. Maihock said that also present was a large turnout of the public.

REP. MAIHOCK placed item one on the Consent Agenda.

1. FOR FINAL ADOPTION - PROPOSED ORDINANCE CONCERNING AMENDMENT OF ORDINANCE CONCERNING BIOMEDICAL WASTE. 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. Reports Made and Held in Committee 2/1, 3/1 and 5/3/93. Approved for publication 4/1/93. Approved for republication 6/7/93.

APPROVE ON CONSENT AGENDA: THE RECORD WILL NOTE THAT REP. ANNIE SUMMERVILLE DID NOT PARTICIPATE IN ANY DISCUSSION OR VOTE ON THIS ITEM.

2. FOR FINAL ADOPTION - PROPOSED ORDINANCE CONCERNING THE ABATEMENT OF LEAD HAZARDS. Submitted by Reps. Robert DeLuca, R-14, Ralph Loglisci, R-14, Joseph Gergle, D-11 and John R. Zelinsky, Jr., D-11, 2/22/93. Held in Committee 4/1 and 5/3/93. First proposal approved for publication 6/7/93. Second proposal Returned to Committee 6/7/93.

NO ACTION TAKEN: THE RECORD WILL NOTE THAT REP. ANNIE SUMMERVILLE DID NOT PARTICIPATE IN ANY DISCUSSION OR VOTE ON THIS ITEM.

REP. MAIHOCK said that 21 persons spoke at the hearing including Dr. Andrew McBride who spoke twice. Rep. Maihock said that the Committee failed to take action on the motion to approve.

HEALTH & PROTECTION COMMITTEE: (continued)

REP. MAIHOCK Moved the Consent Agenda. Seconded.

PRESIDENT LYONS called for a vote to approve the Consent Agenda. APPROVED by voice vote with no dissenting votes. The record will note that Rep. Annie Summerville did not participate in any discussion or vote on this item.

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

REP. PIA said that the Committee met on Wednesday, June 23, 1993, at 7:30 p.m. Present were Committee members Thomas Pia, Robert DeLuca, Mildred Perillo, Gerald Rybnick, Fred Johnson, Donald Sherer; Director of Parks and Recreation Stephen Elkins, Supt. of Maintenance Chris Cohan, Ed Condon, retired Business Manager of the Parks and Recreation Department and a representative from WSTC.

1. REVIEW OF LETTER DATED 5/26/93 FROM ED CONDON TO CHRIS COHAN REGARDING ISSUES PERTAINING TO THE PARKS AND RECREATION DEPARTMENT. Submitted by Reps. Robert DeLuca, R-14 and Thomas Pia, R-7, 6/9/93.

HELD IN COMMITTEEEDUCATION, WELFARE & GOVERNMENT COMMITTEE - John R. Zelinsky, Jr., Chairman

REP. ZELINSKY said that the Committee met on July 1, 1993. Present were Chairman John Zelinsky, Vice Chair Michael Larobina, Reps. Marggie Laurie, Audrey Maihock and Donald Sherer; excused was Rep. Judith Evanko and Elaine Mitchell. The Committee voted on the Secondary items under Fiscal.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - Elaine Mitchell, Chairwoman

No report.

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

No report.

ENVIRONMENTAL PROTECTION COMMITTEE - Donald Sherer, Chairman

No report.

TRANSPORTATION COMMITTEE - Scott Morris, Chairman

REP. MORRIS said that the Committee met on Thursday, July 1, 1993 at 7:00 p.m. Present were Committee members Audrey Maihock, Joseph Gergle and Scott Morris; excused were W. Dennis White, Jeffrey Curtis, William Belcher and Judith Evanko. Also attending for item one, was Rep. Robert DeLuca, Moira McNulty, Productive Planner in the Department of Traffic and Parking, Asst. Corporation Counsel Richard Robinson and Gregory Salerno, Senior Vice President of Commercial Data Processing Services (CDP) of Fairfield, New Jersey; CDP is the city's ticket processing vendor.

TRANSPORTATION COMMITTEE: (continued)

REP. MORRIS said that for item two, present was Mani Poola, City Traffic Engineer; Colleen Harkey and Marilyn Trefry, President and Vice President, respectively, of the Springdale Neighborhood Association (SNA).

Rep. Morris said a complete report on the items was sent to all members of the Board; the report is attached to these Minutes.

1. REVIEW OF COLLECTION OF OUTSTANDING PARKING VIOLATIONS. Requested by Rep. Robert DeLuca, 5/7/93. Held in Committee 6/7/93.

REPORT MADE (ATTACHED)

2. UPDATE ON THE CITY OF STAMFORD'S PLAN FOR THE EXPANSION OF THE PARKING LOTS AT THE SPRINGDALE AND GLENBROOK RAILROAD STATIONS. Requested by Rep. Scott A. Morris, Chairman, Transportation Committee, 6/11/93.

REPORT MADE (ATTACHED)

SPECIAL COMMITTEES

HOUSE COMMITTEE - Gerald Rybnick, Chairman - No report.

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

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

REP. BOCCUZZI said that the Committee met on Thursday, July 24, 1993 at 7:00 p.m. Committee members present were Mary Lou Rinaldi, Ralph Loglisci, John J. Hogan, Jr. and John J. Boccuzzi; Reps. Richard L. Lyons and Scott Morris; Labor Relation Director Ray Grebey and Union Representative Paul Wallace.

1. APPROVAL OF AGREEMENT BETWEEN THE CITY OF STAMFORD AND THE MUNICIPAL ADMINISTRATORS ASSOCIATION EFFECTIVE JULY 1, 1992 THROUGH JUNE 30, 1997. Submitted by C. R. Grebey, Director, Labor Relations, 2/7/93. Action should be taken at the 7/6/93 Board meeting. Board of Finance had various concerns with agreement as presented 6/21/93.

REP. BOCCUZZI said that the Committee voted two in favor, one against and one abstaining to approve the contract. Moved. Seconded.

Rep. Boccuzzi said that the rate of wage increase for 1992/93 is zero; 1993/94 is 3.25%; 1994/95 is 3.25%; 1995/96 is 4.0% and 1996/97 is 4.0%. Rep. Boccuzzi said that the cost of the contract over a period of five years would be \$847,208.20. He said that one of the bargaining issues was the pension; the union and the city agreed that those people in the bargaining unit would get their 5% back that was put into the pension fund and the city would receive their 3% that was put into the pension fund. Rep. Boccuzzi said that this money was not taxpayers' money and it is the employees' money and city's money.

LABOR RELATIONS COMMITTEE: (continued)

REP. BOCCUZZI said that there are seven members of the union who do not contribute to the fund because they have more than 30 years of service and for those seven members, a cash bonus of \$500 will be given to them which will be the city's money.

Rep. Boccuzzi said that in returning the pension fund money, the city will receive \$166,068 and if this is applied toward the payment of the contract, the second year of the contract would be \$179,907; applying this to the contract for the first two years, the contract would cost approximately \$18,000 taxpayers' money or if the \$166,068 is put back the following year as the city's contribution to the pension fund, will be a wash.

Rep. Boccuzzi said that the pension fund has a surplus of between \$17 and 18 million so the amount of money to be taken out will have no affect on paying the pensions for that group or on pensions paid in the future. Rep. Boccuzzi said that some say that if the members are given the 5%, they would be receiving a 5% raise; that is not so because the 5% does not go in the base salary line and for the second year of the contract the salary would be the same plus the increase negotiated.

Rep. Boccuzzi said that on the medical insurance, the union and the negotiator came to an agreement that eventually, if negotiations can be had with all the unions, there would be a savings to the city of between 17 and 19%. Rep. Boccuzzi said that there is an increase in the deductible from \$100 to \$200 for a single person and \$200 to \$400 for a family. Also, emergency room patients not admitted will no longer be covered and payment will be the responsibility of the person and not the city. Rep. Boccuzzi said that there is also a clause stating that if a person requires surgery, a second opinion must be had and if no second opinion is obtained, the person is subject to a fine of \$150. Rep. Boccuzzi said that there were many improvements made in the medical part of the contract and when the contract expires, the medical payments will be 20/80, thus saving the city between 17 and 19%.

Rep. Boccuzzi said that the average negotiated and arbitrated settlements for the state through January 1, 1993 are 1991/92 4.40%; 1992/93 3.29%; 1993/94 4.20%; 1994/95 4.29%; 1995/96 5.25%; and for 1996/97 figures were not available. He said if those numbers are checked against the numbers negotiated between the union and city, the city is below all the awards being made at the present time.

Rep. Boccuzzi said that if all the unions agreed to this type of contract, you could look ahead for five years and see what funding would be needed in the salary accounts; the Board of Finance would no longer have to come up with a number in the contingency fund for contracts.

Rep. Boccuzzi said that this contract is a five-year one and is a good one. He said that the pension return is a one-time thing and will not set a precedent for the other unions. He hoped that the Board considers approving the contract.

LABOR RELATIONS COMMITTEE: (continued)

REP. DeLUCA said that in the good years, the rate of increases were 6, 7 and 8% and now to protect themselves, the union wants a five-year contract with 4% increases in the fourth and fifth year. He said that the teachers two years ago voted for a contract for 3% the first year and medical givebacks of \$1,000 so the MAA is not the first union to have givebacks on medical.

Rep. DeLuca said that it is said that the 5% has no impact on the pension fund but he remembers when the state's pension fund was overfunded and now there is trouble in the fund. He said that he wonders what will happen if all the other employees in various unions want the same benefits; less money would be going into the fund and with the lower rate on returns, the fund would be going down.

Rep. DeLuca did not think the contract would benefit the city. He said that there was nothing in the contract freezing the steps. He said that looking at the actuary report, the average person is employed with the city 11 years which means the top steps have not yet been reached. Rep. DeLuca said that with step increases, there is an automatic 2-1/2 to 3% increase. He said that he did not believe the contract was a landmark one but one that is a safety factor for the union and urged his colleagues to reject the contract; also, he said that with the new arbitration rules, the contract can come back before the Board.

REP. BOCCUZZI said that there is no doubt that members of the Board would like to have many things removed from the contract, but the contract has been negotiated and many things cannot be removed at one time. Rep. Boccuzzi again referred to the figures given out by the arbitrators. He said that the arbitrators' figures are higher than those in the contract.

REP. DeLUCA said that he looked the contract over thoroughly and has spoken to other people involved in city politics and they told him that the contracts going before arbitration are being arbitrated in favor of the cities coming back with lower numbers. Rep. DeLuca said that some of his constituents requested him to vote against the contract.

REP. MARTIN said that the contract has a lot of movement in the right direction; clauses he would like to see improved and some that have been improved. He said that the one thing he is concerned about is the pension fund and it is opening up a can of worms. He said that we are playing fast and loose with the pension fund and that was not right. Rep. Martin said that if at some point, the fund ends in deficit, the city and taxpayers make up the fund. He said that someday, the surplus will dwindle away and we cannot be giving away the pension surpluses when other pension funds are in deficit. Rep. Martin said that the funds cannot be giving away to a small minority when they belong to all members. He said that he would vote against the contract because of the clause.

MR. RUBINO said that he would be voting against the contract as he cannot condone dipping into the pension fund. He said that dipping into the fund will become a common point in negotiations. He said that the amount in the pension fund now is based on a set of assumptions, also the argument of over funded is based on assumption and he did not know if anyone could tell him that the assumption of over funding is going to prove correct.

LABOR RELATIONS COMMITTEE: (continued)

REP. LOGLISCI said that usually in a negotiated contract, both sides feel that each has given up something. He said that in this contract, everyone feels it is a wonderful contract. Rep. Loglisci said that some say that an arbitrator would not allow an under funded pension fund to be dipped into, but if a contract is negotiated and somehow, the dipping goes unnoticed, there is a problem. Rep. Loglisci said that he believes that the 2.75% figure is based on the fact that a \$166,000 will come back. He said that was not the true reflection of the dollar amount going to the union members.

Rep. Loglisci said that normally, a long term contract would be good but at this time when revenues are flattening and dropping, a long term contract could be a deficit for the city and in particular when the high increases are in the fourth and fifth year. He said that on the givebacks on insurance, there are many employees presently doing that. Rep. Loglisci said that he did not want to give the labor negotiator anymore tools to use against the city and in this instance, a tool is being used to negotiate further. He said he did not see the contract as a good plan for the city and would vote against it.

REP. MAIHOCK said that the contract was negotiated by a qualified administrator and she presumed it to be a good contract. However, she questioned whether the five-year contract with municipal personnel creates a precedent and is advisable. Rep. Maihock said that many taxpayers are faced with unemployment and the expected reassessment will add to the tax bill causing a severe burden to many people. Rep. Maihock said that she was not sure about the five-year factor in the contract.

PRESIDENT LYONS relinquished his Chair to speak. Majority Leader John Boccuzzi took the Chair.

REP. LYONS said that he did not speak on issues too often; he has spoken perhaps twice on issues that were of importance to him. He said that speaking to this issue is very important to him, to the city and to the Board. Rep. Lyons said that the contract before the Board does set a precedent. He said that this is the first time the pension fund is being opened and certain members of the fund will receive rebates. He said the fund is the Classified Retirees Pension Fund of the City of Stamford and has \$1,389 members; 486 members have retired and are collecting monthly pension checks from the fund; 903 members are contributing to the fund. Rep. Lyons said that if the Board says "yes," and he hopes it says, "no," it has entered into an agreement with approximately 100 members of the fund stating that their contributions will be rebated for the past year. Rep. Lyons said that the primary reason given is that the fund is overfunded in the amount of anywhere from \$11 to \$17 million. He said that the 803 members that are not members of the MAA will continue to pay until they can prevail at the bargaining table to receive their money back; the 486 members that are retired, they will have no part whatsoever of the fund.

Rep. Lyons said that if the biggest concern is the overfunding, then the funds should be redistributed in a one-shot deal to all members that helped make it possible including the City of Stamford. He said that the fund was contributed to by members over the past 20 years and through able and astute investments and contributions, the fund has grown to a position with a surplus amount in it. Rep. Lyons said that he did not think that the selected rebating to certain members of a certain union is correct; it opens up "Pandora's box" as far as the fiscal responsibilities for the city.

REP. LYONS (continuing) said that it also opens up "Pandora's box" as far as the political process for the city is concerned. He said that he shutters to think what will happen if an individual is so intent on being elected mayor that he can promise a rebate of any unions' contributions and have the Board approve it.

Rep. Lyons said that the contract that has been negotiated basically is a contract with approximately 100 employees, the highest paid employees of the city; the average salary is probably in the area of \$50,000; the average increase over this excluding the rebate is probably 15%; that is a \$7,500 increase over four years not counting step increases if involved and a rebate of anywhere from \$2,500 to \$5,000 to individuals.

Rep. Lyons stated that on the concessions on medical, if one looks at the process in the country now, you have to say to yourself, "God knows what the medical programs will be from the federal government in the next two years. Rep. Lyons said that he can accept the 4% in the fourth and fifth year, but he cannot accept subjecting the city to a pension program that can be raided at any whim by any labor negotiator or any mayor and if the Board stamps its approval, every contract that is negotiated will want the same thing because, "you did it for the big paying people, do it for us," and we will be hard pressed to say no.

Rep. Lyons said that if the contract has to go to arbitration, let it go and the Board will have another opportunity to vote on it or go back to renegotiations. He said that if a wage increase is necessary in the first year, the city would be better served than dipping into the fund.

Rep. Lyons asked his colleagues to vote against the contract because it is of paramount importance to the city that the contract is not approved.

PRESIDENT LYONS resumed his Chair.

REP. 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 approve the contract between the Municipal Administrators and the City of Stamford. DEFEATED by a vote of 18 no, 12 yes votes with two abstentions.

The record will note that Rep. Summerville left the Floor for all discussions and voting on the MAA contract.

ECONOMIC DEVELOPMENT COMMITTEE - Joan Rinaldi, Chairwoman - No report.

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

REP. NAKIAN said that the Committee met on Tuesday, June 29, 1993 at 7:30 p.m. Present were Committee members James Rubino, Maria Nakian, Mary Lou Rinaldi, Philip Stork and Gregory LaDestro; also present was Rep. Michael Larobina.

ETHICS REVIEW COMMITTEE: (continued)

1. MATTER OF THE DEVELOPMENT OF A CODE OF PROCEDURE FOR THE BOARD OF ETHICS.
Submitted by James Rubino, Co-Chairperson, Ethics Review Committee,
6/16/93.

HELD IN COMMITTEE

REP. NAKIAN said that in February, the Law Department prepared a set of procedural rules for Board of Ethics hearings. She said that the Committee is working with that text making various changes to fit the Board of Ethics; the Committee should have it completed next month.

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

1. SENSE-OF-THE-BOARD RESOLUTION HONORING THE STAMFORD FESTIVAL OF THE ARTS.
Submitted by Rep. David Martin, D-19, 6/16/93.

NO MOTION MADE. NO ACTION TAKEN

REP. M. RINALDI Moved to Suspend the Rules to take up an item not on the Agenda. Seconded.

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

2. SENSE-OF-THE-BOARD RESOLUTION HONORING CATHERINE C. CANDLAND AS ENTREPRENEUR OF THE YEAR. Submitted by Rep. Mary Lou Rinaldi, 5th District, 7/6/93.

REP. M. RINALDI 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.

MINUTES

1. JUNE 7, 1993 REGULAR BOARD MEETING - Approved.

COMMUNICATIONS - None.OLD BUSINESS - None.

NEW BUSINESS - None.

ADJOURNMENT - Upon a motion duly made and Seconded and Approved by voice vote, the meeting was adjourned at 10:25 p.m.

Anne A. Kachaluba

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

APPROVED:

Richard L. Lyons

Richard L. Lyons, President
22nd Board of Representatives

RL:ak
Enclosures

STAMVOTE - ATTENDANCE

07-06-93

NO	NAME
1	PRS 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	N/P 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	PRS BELCHER, WILLIAM
17	PRS RUBINO, JAMES
18	PRS MELLIS, ELLEN
19	N/P WHITE, W. DENNIS
20	PRS SUMMERVILLE, ANNIE

NOT PRESENT 5

NO	NAME
21	PRS DE PINA, GLORIA
22	PRS DOMONKOS, CARMEN
23	N/P CLEMMONS, GARY
24	PRS LAURIE, MARGGIE
25	PRS PERILLO, MILDRED
26	PRS PAVIA, NICHOLAS
27	PRS MITCHELL, ELAINE
28	N/P 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	N/P JETTA, KURT A.
37	PRS RINALDI, MARY LOU
38	PRS MARTIN, DAVID
39	PRS BOCCUZZI, JOHN
40	PRS LYONS, RICHARD

PRESENT 35

STAMVOTE - VOTE PROCESSING

07-06-1993

TEST VOTE YES

NO	NAME
1	YES 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	N/P 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	YES BELCHER, WILLIAM
17	YES RUBINO, JAMES
18	YES MELLIS, ELLEN
19	N/P WHITE, W. DENNIS
20	YES SUMMERVILLE, ANNIE

N/P 5 N/V 0

NO	NAME
21	YES DE PINA, GLORIA
22	YES DOMONKOS, CARMEN
23	N/P CLEMMONS, GARY
24	YES LAURIE, MARGGIE
25	YES PERILLO, MILDRED
26	YES PAVIA, NICHOLAS
27	YES MITCHELL, ELAINE
28	N/P 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	N/P JETTA, KURT A.
37	YES RINALDI, MARY LOU
38	YES MARTIN, DAVID
39	YES BOCCUZZI, JOHN
40	YES LYONS, RICHARD

YES 35 NO 0 ABS 0