MINUTES OF REGULAR BOARD MEETING

TUESDAY, SEPTEMBER 7, 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, September 7, 1993, in the Legislative Chamber of the Board of Representatives, Government Center, 888 Washington Boulevard, Stamford, Connecticut.

The meeting was called to order at 8:25 p.m. by President Richard L. Lyons after both parties met in Caucus.

INVOCATION was given by Rev. Winton Hill, Bethel AME Church, 150 Fairfield Avenue, Stamford, CT 06902

"Let us pray. Dear God, we know You by many names. Some of us call You Adonai, Elohim, Allah and some of us call You Jesus. You have made all of us out of one flesh and we are indeed each other's brothers and sisters.

"We gather tonight to witness the process of a democratic government at work. We pray for each member of our Board of Representatives and for our Mayor. We pray for candidate Young and his family and we pray for the dedicated men and women who so faithfully perform their duty as police officers in our community.

"We pray that justice will be done. We pray that peace will be in our city as we realize that in Crown Heights tonight and in Los Angeles, there is a terrible rage that seems to cross our country from sea to sea.

"Tonight, we have assembled as the people of God to lay holy hands on this system and lift up the truth that there is one Stamford and tonight, when we leave the Government Center, we will leave as neighbors and as friends. In closing, I pray God's blessing on each of us and may God always bless the United States of America, a land where ordinary people can always have another chance and a better opportunity. Amen."

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

<u>PRESIDENT LYONS</u> said that there were many people in the Cafeteria and the microphones have been tied into a sound system so the people there can hear the proceedings of the meeting.

<u>ROLL CALL</u> was taken by Clerk of the Board Annie M. Summerville. There were 39 members present and one absent, Judith Evanko.

The Chair declared a quorum.

FILLING A VACANCY ON THE BOARD:

<u>PRESIDENT LYONS</u> read a letter dated August 4, 1993 from Rep. Judith Evanko, D-6th District stating her resignation.

2.

FILLING A VACANCY ON THE BOARD: (continued)

"Dear Dick,

"Effective as of this date, I wish to resign my position on the Board of Representatives in the 6th District. I also wish to enter the name of Francisco Gaztambide as my replacement.

"Sincerely,

"/s/ Judith Evanko"

<u>CLERK SUMMERVILLE</u> Moved to nominate Francisco Gaztambide to fill the vacancy in the 6th District by the resignation of Judith Evanko. Seconded.

<u>PRESIDENT LYONS</u> called for a vote to confirm Mr. Gaztambide. APPROVED by voice vote with no dissenting votes.

<u>PRESIDENT LYONS</u> administered the Oath of Office to Mr. Gaztambide. Congratulations were extended and Mr. Gaztambide took his seat on the Board.

<u>MACHINE TEST VOTE</u> was taken by President Richard L. Lyons. The machine was in good working order.

MOMENTS OF SILENCE:

For the late YETTA MELLIS requested by the 22nd Board of Representatives. "Yetta Mellis died after at brief illness. She was 90. Mrs. Mellis was predeceased by her husband, Samuel Mellis. She is survived by a son, Joel P. Mellis; a brother, Hy Goldner; and three grandchildren. Mrs. Mellis was the mother-in-law of Representative Ellen Mellis. We extended our sincerest sympathy to Mr. & Mrs. Joel Mellis and family."

For the late MORTIMER F. LURIA requested by Representative Audrey Maihock. "Mortimer F. Luria died on July 29, 1993. He had been a resident of Stamford since 1955, and loved it here.

"Mr. Lauria was a first lieutenant in the Air Corp. and was proud to serve his country in Europe in World War II. He was active in several clubs in Stamford and Greenwich, and was a charter member of a group called the Chairmen's Circle, The Republican National Committee, and the American Red Cross.

"Deepest sympathy is extended to his beloved wife, Louise, two sons, and his many friends in Stamford, who greatly miss him."

STANDING COMMITTEES

STEERING COMMITTEE: Chairman Richard L. Lyons.

REPORT. Waived.

<u>REP. BOCCUZZI</u> Moved to waive the reading of the Steering Commitee report. Seconded. Approved by voice vote with no dissenting votes.

STEERING COMMITTEE REPORT: (continued)

The Steering Committee met on Wednesday, August 11, 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. He declared a quorum.

<u>Present at the meeting</u>: Richard L. Lyons, Chairman Robert DeLuca Ralph Loglisci Annie Summerville Maria Nakian Carmen Domonkos John J. Boccuzzi John R. Zelinsky, Jr.

Ellen Bromley Joseph Gergle Thomas Pia Donald Sherer Audrey Maihock John J. Hogan Bobby Owens David Martin James Rubino Joan Rinaldi Elaine Mitchell Scott Morris Philip Stork Peter Efremenko, Advocate John Roman, WSTC Anne Kachaluba

<u>APPOINTMENTS COMMITTEE</u> - Ordered on the Agenda was one of the two names appearing on the Tentative Steering Agenda. Jeffrey Docimo withdrew his name.

FISCAL COMMITTEE - Ordered on the Agenda were all 15 items appearing on the Tentative Steering Agenda and seven of the nine items appearing on the Addenda. Ordered Held were two items for the Ferguson Library; these items were not approved as yet by the Planning Board and Board of Finance.

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

<u>PERSONNEL COMMITTEE</u> - Ordered on the Agenda were the two items appearing on the Tentative Steering Agenda. Ordered off the Agenda was the Approval of recommendations establishing guide lines for progression of salaries for officials, etc.

<u>PLANNING & ZONING COMMITTEE</u> - Ordered on the Agenda were two of the four items appearing on the Tentative Steering Agenda. Ordered Held was sale of city property card S12 Davenport Ridge Road. Ordered off the Agenda was the matter of the naming of Omega Drive.

<u>PUBLIC WORKS & SEWER COMMITTEE</u> - Ordered on the Agenda were two of the three items appearing on the Tentative Steering Agenda. Ordered on the Pending Agenda was the matter regarding Toilsome Brook flood plan management.

<u>HEALTH & PROTECTION COMMITTEE</u> - Ordered on the Agenda was one of the two items appearing on the Tentative Steering Agenda. Ordered Held was the matter concerning the Hamilton Garden Center.

<u>PARKS & RECREATION COMMITTEE</u> - Ordered on the Agenda were the two items appearing on the Tentative Steering Agenda. Ordered off the Pending Agenda was the Golf Authority lease; a new proposed lease was submitted.

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

<u>HOUSING & COMMUNITY DEVELOPMENT COMMITTEE</u> - No items appeared on the Tentative Steering Agenda. Ordered on the Agenda were two items appearing on the Addenda.

4. MINUTES OF REGULAR BOARD MEETING - TUESDAY, SEPTEMBER 7, 1993

STEERING COMMITTEE REPORT: (continued)

<u>URBAN RENEWAL COMMITTEE</u> - Ordered on the Agenda were the two items appearing 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.

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

LABOR RELATIONS COMMITTEE - No items appeared on the Tentative Steering Agenda.

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

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.

<u>PUBLIC SAFETY COMMITTEE</u> - No items appeared on the Tentative Steering Agenda. Ordered on the Agenda was the one item appearing on the Addenda.

<u>RESOLUTIONS</u> - No items appeared on the Tentative Steering Agenda. Ordered on the Agenda were the two items appearing on the Addenda.

<u>ADJOURNMENT</u> - There being no further business to come before the Steering Committee, upon a motion made, Seconded and Approved, the meeting was adjourned at 8:40 p.m.

> Richard L. Lyons, Chairman Steering Committee

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

<u>REP. BROMLEY</u> said that the Appointments Committee met as a "Committee of the Whole" on Monday, August 30, 1993, at 8:00 p.m. and Tuesday, August 31, 1993 at 7:00 p.m. at which time Deputy Chief Walter Young, the Mayor's nominee for Chief of Police was interviewed.

CHIEF OF POLICE

1. MR. WALTER YOUNG	Replacing George Mayer	5-year contract
80 Woodway Road	who is retiring.	

<u>REP. BROMLEY</u> said that on Tuesday evening, August 31, the Committee voted four in favor and five against the nominee. Rep. Bromley Moved to approve the nominee Walter Young. Seconded.

5.

APPOINTMENTS COMMITTEE: (continued)

REP. MITCHELL requested that for the record, her comments be verbatim.

"I urge my fellow Board members to rethink their position tonight, based on the word integrity, which was used by one or more members of this Board. How does the integrity of this Board look to the public when we allow unauthorized documents to be introduced and used as a means to question the nominee. The process the nominee had to endure for three and a half hours on Monday and an hour and a half on Tuesday, was not the same process which previous candidates had to endure. If the answers given by the nominee were not the answers some members wanted to hear, they proceeded to badger the nominee longer. The nominee was not given ample time to complete his answers to some questions.

"We must evaluate this nominee fairly on his accomplishments within the police department, how he has served the City of Stamford and his rapport with the community. We must ask ourselves if he is not capable of being the chief, why doesn't his performance reviews reflect this; these reviews were done by the previous and current chiefs.

"Should we listen to statements about wrong doings when there isn't any concrete evidence to back up the accusations? If we do, anyone can start a rumor about anyone of us which could ruin our reputations as well.

"There was a comment in the paper about the firemen's support for Speranza, the whole department was not in agreement with his nomination, but they chose to stick by one of their own rather than go on a character assassination. They were very respectful and I truly appreciate knowing we have mature adults working in the fire department.

"I would like to enter into the record the following documentations; a letter from Stanley N. Baron, Chairman of the Police Commission at the time of Deputy Chief Young's promotion to his current position, a letter from Norman Lotstein, representing the Stamford Downtown Special Services District in support of and a copy of an article sent to the Stamford Advocate from the Shining Star Lodge, also known as the Elks Club. (These letters are attached to these Minutes)

"Remember, this is a five-year contract. If he has not performed up to expectations, his contract can be terminated or not renewed.

"Remember, the outcome of our vote tonight affects the entire community. Thank you."

<u>REP. OWENS</u> said that he was very emotional in speaking about the nominee, Walter Young, for confirmation to Chief of Police. He said that he has received numerous phone calls supporting Deputy Chief Young for the chief's position; also, he had received some of the same letters that Rep. Mitchell referred to. Rep. Owens said that he looked at Deputy Chief Young's qualifications and he also supported Carmine Speranza for chief in the Fire Department. Rep. Owens stated that when an officer comes through the ranks and gets to be deputy chief and is nominated by the Mayor for chief, members should look hard at the individual and say that, "he has come a long way."

Rep. Owens said that Stamford is a unique town; there are a lot of good things to offer and many nice people but he has heard too many things on the nomination.

APPOINTMENTS COMMITTEE: (continued)

<u>REP. OWENS</u> said that the Advocate had an article which mentioned "racial overtones." He said that he looked at the word and its meaning: "Racism, the notion that one's ethnic stock is superior." Rep. Owens said that he thought of another interesting word, "bigot;" an intolerant person especially in the matters of religion, race or politics. He said that an intolerant person would be one that would go completely out of their way to destroy an individual. He said that most individuals, at one time or another, have thought that their race was better in somethings than others.

Rep. Owens asked that his fellow Board members support Walter Young.

<u>REP. CLEMMONS</u> said that for a number of years, there has been a certain segment in the City of Stamford who felt that their concerns, their cries and needs were purposely neglected. He said that this evening, the Board has an opportunity to say that statement is not true; that need has no color; that it is not the color that determines how high the ballon rises but rather what is inside.

Rep. Clemmons stated that Walter Young has served the city for over 20 years and whatever Walter has done was good enough for Walter to be deputy chief. He said that the message the Board is sending, whether we want to or not and has been sent, is that Walter may not be good enough to be chief. Rep. Clemmons said that this is an opportunity for us to set our differences aside and tell the community that we have a responsibility to every citizen in the city. He said the message should not be carried out that the Board cares about one segment of the city only.

<u>REP. DePINA</u> said that she truly believes, as do her co-representatives, that Walter Young is the right person for the job. Rep. DePina said that we cannot go back 30 years in his past and bring out things that were done then. She said that Walter has the qualifications and he has proven that he is capable of doing the job and he is willing to do the job. Rep. DePina asked that the representatives consider what Deputy Chief Young has accomplished in the past and to let him go forward to prove that he can do the job. She said that we all have done something in the past that we would not want known; you cannot hold someone to something that occurred when one was a youth.

<u>REP. ZELINSKY</u> said that he would like to thank his constituents that took the time to telephone and write him on this important matter. He said that the public should be commended for actively taking part in the process from telephoning, writing, having rallies and most important, being present this evening to show support or no support, as the case may be. He said that this was the democratic process.

Rep. Zelinsky said that he was pleased that the Mayor selected a local candidate from within the ranks of the Stamford Police Department. However, Rep. Zelinsky said that he wonders how much taxpayers' money was wasted on advertising and other expenses to seek a candidate from who knows where. Rep. Zelinsky said that Deputy Chief Young is a career police officer; he has served for 24 years in the Stamford Police Department; he is intelligent, personable and a fine able police officer and a good family man. Rep. Zelinsky commended the nominee on continuing his education and obtaining his Masters Degree on his off time; he admired and respected the nominee for that.

6.

APPOINTMENTS COMMITTEE (continued)

7.

<u>REP. ZELINSKY (continuing)</u> said that he has known Deputy Chief Young for several years and has worked with him in matters concerning his llth District, and several years ago, told Deputy Chief Young that he should be chief.

Rep. Zelinsky said that his responsibility as an elected representative, among other duties, is to approve the appointment of a new chief of police. He said that he takes that responsibility very seriously. Rep. Zelinsky said that he did attend the meeting of the whole Board to interview the nominee and listened to the questions and answers given by his colleagues. Rep. Zelinsky said he also had asked several questions. He said that his 11th District constituents have telephoned and written to him in regards to the appointment; the results were 22 against and six (6) in favor. He said that several other residents from outside his district also telephoned him; 10 were against and four (4) in favor. Rep. Zelinsky said that the decision was not an easy one and not obviously overwhelmingly one way or the other. He said that he examined Deputy Chief Young's positives and negatives; the conclusion was, with a heavy heart, that he could not vote in the affirmative to approve Deputy Chief Young.

Rep. Zelinsky said that his reasons were that his constituents were overwhelmingly not in favor of the appointment; also, the overwhelming financial problems that Deputy Chief Young has experienced. Rep. Zelinsky said that some people also have had financial problems but Deputy Chief Young has had more than a fair share; the other people were not seeking a high position as chief of police for the City of Stamford. Other reasons Rep. Zelinsky said were in regard to the nominee not putting on his application the situation pertaining to a juvenile arrest and the police union not giving the nominee a vote of confidence. Rep. Zelinsky said that whether it be in a private corporation or the police department, how can anyone work and cooperate with someone when the respect is not there?

Rep. Zelinsky said that it was not an easy thing to do not to approve someone to head a department. Rep. Zelinsky stated that he believed that the Mayor is partially at fault if Deputy Chief Young is not approved this evening. Rep. Zelinsky said that by the Mayor withholding the original background check and wanting the Board to vote on face value alone was not fair to Deputy Chief Young. Rep. Zelinsky said that he was not voting to approve Deputy Chief Young because he is an Afro-American or he did not personally like him; as a matter of fact, Rep. Zelinsky said that he liked the Deputy Chief very much.

Rep. Zelinsky said that he served on the Human Rights Commission for nine years; the last two years as Chairman and if he had to vote on the nominee without taking into consideration his past finances and juvenile arrest, he would be strongly supportive of the nominee. Rep. Zelinsky said that if he did not include everything in his evaluation, he would be unfair to his constituents or the residents of the City of Stamford. He said that if the nominee is approved this evening, he would support him 100%; if not approved, he wished him success in his future. Rep. Zelinsky said that to the Deputy Chief and his family, he was sorry.

APPOINTMENTS COMMITTEE: (continued)

REP. STORK requested that for the record, his comments be verbatim.

"Several weeks ago, the Mayor called me to ask where I stood with regard to the appointment of Walter Young as Chief of the Stamford Police Department. I said that if the vote were taken that day, I would vote in favor of his appointment. I based that answer on the information I had to work with at that time which was the Mayor's background check and my own working relationship with Mr. Young. The Mayor also asked me what it would take to change my vote to no and I told him a negative background check being performed by the Board of Representatives. Well, fortunately the vote wasn't taken that day, because after I received our thorough background check and read every page, I knew that I could no longer support Mr. Young as our new chief. I put that in writing to the Mayor and asked him to withdraw the appointment for the good of our city. The Mayor has refused, so we must complete the appointment process this evening by debating this appointment and taking a vote. Following are the main reasons why I will vote no tonight.

"1. Mr. Young's prior arrest record. I am aware that today the law says you cannot question a job applicant about previous arrests....only previous convictions other than traffic violations. However, Mr. Young's application was filed during the time when you could legally question previous arrests as well as convictions and was dated November 6, 1968. Question 15 of Mr. Young's job application asks, 'Have you ever been arrested, indicted or convicted for violation of any law other than minor traffic regulations?' He checked the yes box. The applicant is then instructed to explain yes answers on page 4 of the application. The yes explanation is answered under question 30 on page 4 and with regard to question 15, Mr. Young states, 'youthful offender, Mt. Vernon, N. Y. 1960.' Omitted from the application were Mr. Young's arrests for 3rd degree assault on August 4, 1963 and March 1, 1965. Mr. Young defends these omissions by stating that the late Police Chief Kinsella advised him to do so after a brief meeting with him. This raises two points in my mind. First, getting back to the job application, the final question is #31 and it says that, 'All applicants must sign the following certification: I hereby certify that there are no willful misrepresentations in and falsifications of the above statements and answers to questions. I understand that should investigation disclose such misrepresentations and falsifications, my application will be rejected and should I be employed my services will be terminated. If employed, I shall abide by the rules and regulations of the civil service department of the City of Stamford.' The application has been signed by Walter G. Young. Question 31 clearly does not allow for any exceptions from information requested on the application. What authority allows for the chief of police to override the rules and regulations of the civil service department. How does an individual get hired as a police officer with a prior conviction? Were other police officer applicants given the same right to exclude information from their applications? This brings me to my second point. The certificate signed by Mr. Young on his application should have brought denial of employment at the time it was processed, but more importantly, the question that should be asked now of our Law Department is what is his employment status with the city as a result of the discovery of omissions on his job application?

8.

APPOINTMENTS COMMITTEE: (continued)

<u>REP. STORK (continuing)</u> "2. Back taxes - Mr. Young has a long history of tax problems that go back many years and involved a number of liens placed on his property. It is to his credit that he found a way to finance the payment of these debts without going into bankruptcy. The part I found disturbing were the back taxes that have been paid to Stamford after the announcement of his appointment to chief by the Mayor. The city is grateful to have this money in its treasury, but it's very likely they would still be unpaid today if this appointment wasn't announced.

"3. Mr. Young volunteered the information that he had been accepted as a chief of police in an unnamed community in California. At least three of my colleagues asked him repeatedly to name that community. Mr. Young equally denied answering the question because it wasn't relative to our proceedings. I believe any question we ask Mr. Young or any appointee for a position in this city is quite relative and deserves a straightforward and complete answer.

"4. The issue of racism in these proceedings is one which has never entered the picture from members of the Board of Representatives. The vote on Mr. Young tonight is based on his qualifications and background period. The fact that Mr. Young and the Mayor have seen fit to raise racism as an issue in this appointment process is an insult to the intelligence of this Board and has not helped in any way in our deliberations on the matter of this appointment.

"5. The police union - The police union has come out with a very strong vote of no confidence in the appointment of Mr. Young to chief. It is perceived by the Mayor and others that a no vote tonight indicates support for the police union. Speaking only for myself, Mr. President, I do support the police union and highly respect their vote of no confidence. Just as I support and value the opinion of former Chief Considine. Denying this appointment tonight does not mean that we are allowing the police union to pick their new boss. That simply is not their responsibility. It does tell me that we cannot expect morale to improve nor to expect an above maximum effort by the police force were Mr. Young to become chief. I have been out and about the city speaking with policemen and women. They take this appointment extremely serious and I respect them for it.

"6. My constitutents - These are the people I am immediately responsible to, Mr. President. I must say that in my five terms on this Board, this appointment has generated the most phone calls I have ever received on any issue, including back yard garbage pick up! I wanted to share with my colleagues the stroke count result of those phone calls which came up to 5:30 this afternoon. It was 28 against and four (4) in favor of this appointment. Not only that, Mr. President, I couldn't go shopping anywhere within my district without having people ask me to vote no on this appointment.

"For all of these good reasons, Mr. President, I am voting no on this appointment and I urge my colleagues to do likewise. This has not been the clean appointment that our Board deserves and hopefully we will get such an appointment in the near future, much as we did with Fire Chief Graner. Thank you very much."

10.

APPOINTMENTS COMMITTEE: (continued)

REP. DeLUCA Moved the question. Seconded.

<u>PRESIDENT LYONS</u> called for a vote to Move the question. DEFEATED by a voice vote.

<u>REP. SUMMERVILLE</u> thanked her fellow Board members for allowing her the opportunity to express her opinion as those who preceded her.

Rep. Summerville said that she felt that she must speak and she was speaking with emotion. She said that she must talk about "race" because she felt that the hearing at this point is about "race." Rep. Summerville said that she was stunned about how much the issue of race has surfaced in the debates. She said that she has tried to restrain herself on this particular issue. She said that who would have expected that this appointment in 1993, in Stamford, Connecticut would develop in what is happening this evening. She said that as a little girl coming from Alabama in 1964 to the great, white hope, Stamford, Connecticut, she would not have believed it.

Rep. Summerville said that the issue this evening is about the most qualified candidate for the chief of police in the City of Stamford. She said that she challenged anyone to show her that Deputy Chief Walter Young is not that person. She said that how could anyone question his ability to lead or his qualifications to be the department's chief when so many have said that they have had problems in their area and who responded--Deputy Chief Young. Rep. Summerville said that in all instances, the problems were resolved by Deputy Chief Young. Rep. Summerville said that Deputy Chief Young is really qualified for the job.

Rep. Summerville said that people of all races have died because they stood up to be counted and wanted to go on further in life. She said that everyone has the right to go on further and that all should be judged by the same standards as we all should believe that we are all created equal in this beautiful country and all of us are given the same justice under the law with the same kind of standards. Rep. Summerville asked if she was really hearing that this evening? She said the vote this evening was very important to her personally. She said that she represents the downtown district and her constituents responded positively except for a few that did not have the courage to identify themselves which she did not count and hoped that the other members did not count those calls. Rep. Summerville said that the Downtown Special Services District responded saying that Walter Young is the most qualified applicant for the position. She said that she has much correspondence from respected citizens such as Stan Baron and others stating that it is time for Walter to be given a chance to carry on the business which he has been carrying for years.

Rep. Summerville said that she can see that things are being done differently with Walter Young and that she was going to speak about what a wonderful person Walt is and about some of her personal experiences in her district. Rep. Summerville said that Walter Young is the most qualified candidate. She stated that she did not say that she did not respect the police association; they are professionals and they know what they are doing and we need them and we have have to be their friends not enemies. Rep. Summerville said that she did not want to arouse anyone to go against the police. She said that she believes that the issue has become racist and was troubled by that as she thought the struggle was over.

APPOINTMENTS COMMITTEE: (continued)

<u>REP. SUMMERVILLE</u> said that the vote was very important to her and that she has been on the Board since 1979 and on the Appointments Committee for eight to ten years and has never seen the kind of questioning that the intelligent, qualified Deputy Chief Young was put through. Rep. Summerville said that she did not know what happened and she knows that religion and politcs should not be mixed, but her religion tells here that the devil got in the way. She said that all the Board members are decent people and respects them, and the way each member votes this evening will not change that opionion. She stated that she refused to believe that anyone in the audience is a bigot and refused to believe that the word "Uncle Tom" would get her upset, but it did because of the way it was said. Rep. Summerville said that whoever may have said things before the appointment, and perhaps, many have, have her forgiveness because she truly believes that it was not meant to sound in the way that she took it. Rep. Summerville said that it was a disgrace to her and the residents of the city, all races, to have had witness to what has transpired.

Rep. Summerville said that the issue has divided her with some of her fellow representatives and perhaps she must sit down with some of them to find out where they are coming from. She said that her friends have to know where she came from to understand the issue and where Stamford is going. She said that your heart should be your guide and your soul your conscience. She said that for the harmony of the city, give the nominee a chance for five years to prove himself. She urged her colleagues to vote for Walter Young for a new direction for the good and future progress, and for togetherness for the entire Stamford community. Rep. Summerville said that all the alledged accusations should be put to rest and forgotten. She asked her colleagues if he would really be a bad chief--think about it. Rep. Summerville said to vote for the right side of the law and to vote for Walter Young to be the police chief for the City of Stamford. Rep. Summerville apoligized for being emotional at times.

<u>REP. LOGLISCI</u> said that he was not going to talk this evening but in respect to the many sincere people who called him asking why he would not vote for Deputy Chief Young, he hoped that his constituents heard his reasons. Rep. Loglisci said that racism did not become an issue until Deputy Chief's Young nomination was in jeopardy. He said that he told many people that he resented on behalf of himself and Board members, the charge of racism; he said that he wanted people to know that.

<u>REP. RUBINO</u> said that he respectfully disagreed with Rep. Summerville and knew of no representative who based their no vote on race and found her statements objectable if that was what she implied.

Rep. Rubino said that the decision has been very difficult for all the members; many indicated, including himself, that they would be a yes vote until the report was read. Rep. Rubino said that many of his sentiments have been expressed and he thanked President Lyons for asserting the independence of the Board by contracting for a thorough background check which allowed the Board to make a sound decision.

APPOINTMENTS COMMITTEE: (continued)

<u>REP. BROMLEY</u> asked that her fellow representatives take out of the mix the events that are 25/28 years old; the applicantion that has been questioned was filled out 25 years ago. She said that she did not know anyone that can say that they are the same person that they were 25 years ago and if they can, that they would do every single thing the same way they did 25 years ago. Rep. Bromley said that the events on the applications took place 28 plus years ago and can anyone say that they are the same person they were 28 years ago, and if so, can you say that your spouses, parents, children were and are going to be the same people 28 years from now or are the same people they were 28 years.

Rep. Bromley said that the other thing to be taken out of mix or put in the proper prospective was the financial issue. She said that she is a workout lawyer and the tragedy of the past five years has been the economy of the United States; very few people were spared and if you were spared, ask yourself if your parents or siblings were spared. Rep. Bromley said that one should go to the land records and look at the tax liens in the city and compare them to the ones on the books in 1987. Rep. Bromley said that if you want to evaluate Deputy Chief Young based on his tax liens, do it fairly; ask around how others have been affected, then vote.

<u>REP. SUMMERVILLE</u> asked for a point of personal privilege. She said that she did not imply that this was a racist type of vote; she said that she did not feel that any member was a racist or bigot. She said she stands behind what she said and the appointment has developed into a racist issue and that is what she meant.

<u>PRESIDENT LYONS</u> Moved to a vote to confirm Deputy Chief Walter Young to be the chief of police for the City of Stamford.

A motion was made and Seconded for a Roll Call vote.

<u>PRESIDENT LYONS</u> called for a vote to have a Roll Call vote. APPROVED by voice vote with no dissenting votes.

<u>REP. BROMLEY</u> Moved to confirm Deputy Chief Walter Young as Chief of Police for the City of Stamford. Seconded.

CLERK SUMMERVILLE called the Roll.

<u>PRESIDENT LYONS</u> said the confirmation was DENIED by a vote of 24 no and 16 yes votes.

President Lyons thanked the Committee for its report.

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

<u>REP. DOMONKOS</u> said that the Committee met on August 25, 1993 at 7:00 p.m. Present were members James Rubino, Gerald Rybnick, Ralph Loglisci, John Leydon, John Hogan, Elaine Mitchell, Nicholas Pavia, Maria Nakian and Carmen Domonkos; other members present were Garry Clemmons, Marggie Laurie, Annie Summerville, Audrey Maihock, Joseph Gergle, Joan Rinaldi, Thomas Pia, Robert DeLuca; excused were Mary Lou Rinaldi and Gloria DePina.

12.

100

<u>REP. DOMONKOS</u> placed items 9, 10, 11, 12, 19, 20, 21 and 22 on the Consent Agenda. All Secondary Committees concurred or waived the Secondary report.

1. <u>\$300.000.00</u> - 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. Also, adoption of resolution regarding funding to be financed temporarily and/or permanently by borrowings as to which the City expresses its official intent, all as more particularly stated on Exhibit A. Planning Board approved 6/8/93. Board of Finance approved 8/12/93. Held in Committee 7/6 and 8/2/93. Held in Steering 7/14/93.

Above also referred to HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE.

<u>REP. DOMONKOS</u> said a meeting was held on the item prior to this evening's meeting. She said the Committee had some questions on how the money was going to be spent; a letter from the Mayor was requested and received and he pledged that the money would be used only if matched by the HOPE2 HUD grant. The letter dated 8/31/83 from the Mayor and initialed this evening is a part of this record and is attached to these Minutes. Rep. Domonkos said that the Committee voted 5-0-2 to approve the appropriation. Moved. Seconded.

<u>REP. RUBINO</u> said that he will vote yes on the item based on the Mayor's representation by initaling the August 31 memo that the \$300,000 will be used only if HOPE2 funds are appropriated for the project.

A motion was made to waive the Secondary Committee report. Seconded.

<u>PRESIDENT LYONS</u> called for a vote to waive the report. APPROVED by voice vote with no dissenting votes.

<u>REP. DOMONKOS</u> said that the bonding resolution must also be approved. She Moved to approve item 1. Seconded.

<u>PRESIDENT LYONS</u> called for a vote to approve \$300,000 for Housing Development fund and the bonding resolution. APPROVED by voice with no dissenting votes.

2. 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 from 1/4 to 7/6/93. Held in Steering 7/14/93.

HELD IN COMMITTEE

REP. HOGAN said that a written report will be mailed to all members.

14.

FISCAL COMMITTEE: (continued)

3. <u>\$106.200.00</u> - LAW DEPARTMENT - CODE 230.5150 PROFESSIONAL CONSULTANTS additional appropriation to cover charges for law firm engaged to assist Director of Labor Relation in labor negotiations. Request by Mayor Stanley J. Esposito, 6/30/93. Board of Finance approved 7/7/93. Held in Committee 8/2/93.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

<u>REP. DOMONKOS</u> said that the Committee voted two in favor, five opposed and two abstainting to defeat the motion. Moved. Seconded.

<u>PRESIDENT LYONS</u> proceeded to a vote to approve \$106,200 for the Law Department. DEFEATED by 28 no, five yes votes with four abstentions.

4. <u>\$ 33,075.00</u> - LAW DEPARTMENT - CODE 230.1110 SALARIES - additional appropriation to reinstate senior legal secretary position that was cut in 1993/94 budget; \$1118 of this amount was paid to laid-off secretary for accrued vacation time. Request by Mayor Stanley J. Esposito, 8/2/93. Contingent upon Board of Finance approval. Item withdrawn 8/12/93.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

NO ACTION TAKEN

5. <u>\$243.992.00</u> - POLICE DEPARTMENT - CODE 433-1110 SALARIES - additional appropration representing salaries of one (1) fire captain and four (4) fire lieutenants, who will have to be transferred back to the fire department payroll due to budget cuts. Request by Mayor Stanley J. Esposito, 8/2/93. Board of Finance took no action 8/12/93.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

NO ACTION TAKEN

6. <u>\$210,000.00</u> - POLICE DEPARTMENT - CODE 410.1130 PART-TIME - additional appropriation to restore funding for school crossing guards. Request by Mayor Stanley J. Esposito, 8/2/93. Contingent upon Board of Finance approval. Item withdrawn 8/12/93.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

NO ACTION TAKEN

7. <u>\$ 51.924.00</u> - PERSONNEL DEPARTMENT - CODE 270.1110 SALARIES - additional appropriation requested for Personnel Analyst II. This is the Benefits Manager. The position is currently vacant. Request by Mayor Stanley J. Esposito, 7/27/93. Contingent upon Board of Finance approval.

Above also referred to PERSONNEL COMMITTEE.

8. <u>\$ 5,552.00</u> - PERSONNEL DEPARTMENT - CODE 270.1110 SALARIES - additional appropriation requested for Personnel Analyst II. This is the Chief of Examination; current Personnel Analyst I has prevailed in grievance for acting out of title as a Personnel Analyst II. Amount requested is difference between the two salaries. Request by Mayor Stanley J. Esposito, 7/27/93. Board of Finance approved 8/12/93.

Above also referred to PERSONNEL COMMITTEE.

HELD IN COMMITTEE

9. <u>\$ 3,335.00</u> - ASSESSOR'S OFFICE - CODE 250.1110 SALARIES - additional appropriation to fund arbitration award. Request by Mayor Stanley J. Esposito, 7/27/93. Board of Finance approved 8/12/93.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA

10. <u>\$ 1.771.45</u> - HEALTH DEPARTMENT - CODE 553.1110 SALARIES - additional appropriation to align grant that was under-budgeted during budget process. Request by Mayor Stanley J. Esposito, 7/27/93. Board of Finance approved 8/12/93.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

11. <u>75.000.00</u> - DEPARTMENT 93-667 SUMMER YOUTH INITIATIVE - CODE 667.5501 CONTRACTED SERVICES - additional appropriation to expand existing summer recreational programs. Money recently became available. Request by Mayor Stanley J. Esposito, 7/27/93. Board of Finance approved 8/12/93.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA

12. <u>\$ 5,000.00</u> - E. GAYNOR BRENNAN MUNICIPAL GOLF COURSE - CODE 670.2659 NEW EQUIPMENT - additional appropriation to cover costs of materials and installation of barrier netting. Request by Mayor Stanley J. Esposito, 8/4/93. Board of Finance approved 8/12/93.

Above also referred to PARKS AND RECREATION COMMITTEE.

APPROVED ON CONSENT AGENDA WITH ONE NO VOTE, REP. OWENS.

 13. 325,000.00 - DEPARTMENT OF PUBLIC WORKS - AMENDMENT TO CAPITAL PROJECTS BUDGET FOR 1993/94 FOR PROJECT CODE 301.173 RAILTRAIL SIDEWALK IMPROVEMENTS PHASE I -additional appropriation for sidewalk enhancements from Transportation Center to Tresser Boulevard. To be financed by \$89,000 bonding and a \$236,000 grant. Adoption of resolution regarding funding to be financed partially, temporarily and/or permanently by borrowings and to be financed partially by a grant, as to which the City expresses its official intent, all as more particularly stated on Exhibit A. Request by Mayor Stanley J. Esposito, 7/27/93. Planning Board approved 8/3/93. Board of Finance approved 8/12/93.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

HELD IN COMMITTEE

 14. \$260.635.00
DEPARTMENT OF PUBLIC WORKS - AMENDMENT TO CAPITAL PROJECTS BUDGET FOR FISCAL YEAR 1992/93 FOR PROJECT CODE 344.1213 COMPOSTING EQUIPMENT - additional appropriation for expenditures to date representing composting equipment and site improvements; sites are Scofieldtown Road and Harbor View Avenue. To be financed by grant. Adoption of resolution regarding funding to be financed by grant, otherwise financed temporarily and/or permanently by borrowings, as to which the City expresses its official intent, all as more particularly stated on Exhibit A. Request by Mayor Stanley J. Esposito, 7/27/93. Planning Board approved 8/3/93. Board of Finance approved 8/12/93.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

HELD IN COMMITTEE

15. APPROVAL OF STAMFORD EMERGENCY MEDICAL SERVICES, INC. CONTRACT. PACKET CONSISTS OF CONTRACT, LEASE FOR 684 LONG RIDGE ROAD (SCHEDULE A) AND OPERATIONS FUNDING SCHEDULE (SCHEDULE B). Submitted by Mayor Stanley J. Esposito, 8/2/93. Planning Board approved 8/24/93. Board of Finance approved 8/12/93 with conditions. (Note: Lease is under Legislative & Rules Committee, Board of Finance approved 8/12/93)

HELD IN COMMITTEE

<u>REP. DOMONKOS</u> said that the Committee met this evening on the contract and reviewed it. She said that changes were made and things were left out by the Mayor's office which were to be in the contract.

<u>PRESIDENT LYONS</u> said that the contract received at the Committee meeting was not the contract received for approval. He said that certain provisions asked by the members of the Board to be put in the contract dated August 2; the contract received on August 16 did not have the provisions in it. President Lyons complimented Carmen Domonkos for calling that to his attention.

REP. DOMONKOS said that she discovered the changes after the Committee meeting.

16. <u>\$ 2.114.87</u> - DEPARTMENT OF PARKS & RECREATION - STERLING THEATER - FISCAL YEAR 1992/93 - CODE 642.2720 GAS & ELECTRIC - additional appropriation to cover deficit. Preliminary year end account information indicates surpluses in other accounts will off set this appropriation request. Request by Mayor Stanley J. Esposito, 8/9/93. Board of Finance took no action 8/12/93.

Above also referred to PARKS AND RECREATION COMMITTEE.

NO ACTION TAKEN

17. <u>\$ 26,174.78</u> - DEPARTMENT OF PARKS & RECREATION - TERRY CONNERS RINK -FISCAL YEAR 1992/93 - CODE 620.2720 GAS & ELECTRIC additional appropriation to cover deficit. Preliminary year end account information indicates surpluses in other accounts will off set this appropriation request. Request by Mayor Stanley J. Esposito, 8/9/93. Board of Finance took no action 8/12/93.

Above also referred to PARKS AND RECREATION COMMITTEE.

NO ACTION TAKEN

18. <u>\$ 13,451,01</u> - DEPARTMENT OF PARKS & RECREATION - OPERATIONS & MAINTENANCE -FISCAL YEAR 1992/93 - CODE 630.2720 GAS & ELECTRIC additional appropriation to cover deficit. Preliminary year end account information indicates surpluses in other accounts will off set this appropriation request. Request by Mayor Stanley J. Esposito, 8/9/93. Board of Finance took no action 8/12/93.

Above also referred to PARKS AND RECREATION COMMITTEE.

NO ACTION TAKEN

19. PROPOSED RESOLUTION ENABLING THE DEPARTMENT OF HEALTH OF THE CITY OF STAMFORD TO RECEIVE GRANT FUNDS FROM THE STATE OF CONNECTICUT FOR THE PURPOSES OF ALLOWING THE CITY OF STAMFORD, THROUGH ITS DEPARTMENT OF HEALTH, TO OPERATE A SUPPLEMENTAL FOOD PROGRAM FOR LOW INCOME WOMEN, INFANTS AND CHILDREN, ENTIRELY FINANCED BY THE STATE AND FEDERAL GOVERNMENTS. Submitted by Mayor Stanley J. Esposito, 8/10/93.

20. PROPOSED RESOLUTION AUTHORIZING APPLICATION UNDER THE SOCIAL SERVICES BLOCK GRANT IN ORDER TO SUPPORT A PROGRAM OF COUNSELING SERVICES TO THE ELDERLY. Grant award to be approximately \$63,196. Submitted by Mayor Stanley J. Esposito, 8/10/93.

APPROVED ON CONSENT AGENDA

21. PROPOSED RESOLUTION AUTHORIZING THE MAYOR TO MAKE APPLICATION AND ENTER INTO AGREEMENTS WITH THE STATE FOR OPERATION OF THE STAMFORD DAY CARE PROGRAM. Submitted by Mayor Stanley J. Esposito, 8/10/93.

APPROVED ON CONSENT AGENDA

22. PROPOSED RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE STATE FOR RAIL PARKING IMPROVEMENTS AT GLENBROOK RAIL STATION. Submitted by Mayor Stanley J. Esposito, 8/11/93.

APPROVED ON CONSENT AGENDA

REP. DOMONKOS Moved to approve the Consent Agenda. Seconded.

<u>PRESIDENT LYONS</u> called for a vote to approve the Consent Agenda. APPROVED by voice vote with Rep. Owens voting no on item 12.

<u>REP. DOMONKOS</u> Moved to Suspend the Rules to take up two items not on the Agenda. Seconded.

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

23. PROPOSED RESOLUTION AUTHORIZING APPLICATION AND AGREEMENT WITH THE STATE DEPARTMENT OF PUBLIC HEALTH AND ADDICTION SERVICES FOR THE PURPOSE OF PREVENTIVE HEALTH SERVICES. Submitted by Mayor Stanley J. Esposito, 8/18/93.

<u>REP. DOMONKOS</u> said that she has asked the Grants Department to try to anticipate the needs for future resolutions so that approval is not made without proper discussion.

Rep. Domonkos said that the Grants Department and Health Department have decided it would be better to use the resolution to fully fund the Sanitarian II that was cut from the Mayor's budget by the Mayor instead of for using it for the home safe home. She said the funding source said that the funds could be used for the sanitarian and the resolution be revised. Moved. Seconded.

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

 PROPOSED RESOLUTION CONCERNING 1993-94 LEAD POISONING PREVENTION GRANT. Submitted by Mayor Stanley J. Esposito, 9/7/93.

<u>REP. DOMONKOS</u> said that the grant would be for \$88,011 and allows the Mayor to submit the application. Moved. Seconded.

<u>REP. DeLUCA</u> said that the resolution refers to door-to-door inspections stressing lead poison prevention. He asked if the resolution applies to single family owner occupied homes?

<u>REP. DOMONKOS</u> said she was not certain as she just received the information.

<u>REP. DeLUCA</u> said that he would be voting no as this will infringe upon the owner occupied single family homes and did not want to give the power to go into homes owned by individuals to Dr. McBride or anyone else.

<u>REP. DOMONKOS</u> said that in discussing the issue in the past, she thought that it was for more of an educational program rather than one that you would intrude in a person's personal home to do an inspection. She said that the program was more of a door-to-door program to stress the prevention of lead poisoning.

REP. DeLUCA asked that the Chair of Fiscal emphasize that to Dr. McBride.

<u>REP. MAIHOCK</u> said that she wished that there was more information available on the resolution because something similar was discussed at the last Health and Protection meeting. She said that on the door-to-door home inspections, she did not know if Dr. McBride indicated that that was going to be done. Rep. Maihock also said that the blood level was 15 micrograms per deciliter and Dr. McBride has been using 10; she wondered if Dr. McBride saw the letter.

<u>REP. LOGLISCI</u> said that in the Health and Protection Committee meeting, that questions was asked and the Committee was told that the state seems to think that the Health Department has the right to go into private homes, one family owner occupied homes; Dr. McBride indicated that he did not think that this could be handled although the state questioned why he was not doing that. Rep. Loglisci said that it was possible that if people are found with elevated lead level, the Health Department will have the authority to go into the home.

<u>PRESIDENT LYONS</u> proceeded to a vote to approve the resolution. APPROVED by 27 yes, two no votes with two abstentions.

LEGISLATIVE & RULES COMMITTEE - Maria Nakian, Chairwoman

<u>REP. NAKIAN</u> said that the Committee met on Monday, August 23, 1993 at 7:00 p.m. Present were Committee members Maria Nakian, Scott Morris, Carmen Domonkos, Elaine Mitchell, Gregory LaDestro, Audrey Maihock, Joan Rinaldi, and Donald Sherer; Reps. Martin and Zelinsky were excused.

Rep. Nakian said that public hearings were held on items 2, 3, 4 and 6 and no one from the public appeared.

Rep. Nakian placed items 2, 3 and 4 on the Consent Agenda.

LEGISLATIVE & RULES COMMITTEE: (continued)

 (L&R22.58) FOR PUBLICATION - PROPOSED ORDINANCE AMENDING SECTION 111-1 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, 7/6 and 8/2/93.

HELD IN COMMITTEE

 (L&R22.61) FOR FINAL ADOPTION - 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 and 7/6/93. Approved for publication 8/2/93.

APPROVED ON CONSENT AGENDA

 (L&R22.62) FOR FINAL ADOPTION - PROPOSED ORDINANCE AMENDING ORDINANCE NO. 683 SUPPLEMENTAL CONCERNING PURCHASING PROCEDURES. Submitted by Mayor Stanley J. Esposito, 6/22/93. Approved for publication 8/2/93.

APPROVED ON CONSENT AGENDA

4. (L&R22.63) FOR FINAL ADOPTION - PROPOSED ORDINANCE AMENDING SECTION 9-6 OF THE CODE OF ORDINANCES CONCERNING THE SPECIAL SALE OF CITY-OWNED PROPERTY. Submitted by Reps. Maria Nakian, D-20 and David Martin, D-19, 6/12/93. Approved for publication 8/2/93.

APPROVED ON CONSENT AGENDA

5. (L&R22.64) FOR PUBLICATION - PROPOSED ORDINANCE AMENDING CHAPTER 70 OF THE CODE OF ORDINANCES CONCERNING FIRE AND BURGLAR ALARMS. Amendment is to waive the \$50.00 fine if police take longer than 20 minutes to respond. Submitted by Rep. David Martin, D-19, 7/13/93. Returned to Committee 8/2/93.

HELD IN COMMITTEE

6. (L&R22.40) FOR FINAL ADOPTION - PROPOSED ORDINANCE CONCERNING TAX ABATEMENT FOR MERKOS L'INYONEI CHINUCH, INC. LOCATED AT 57 REVONAH AVENUE. This is a religious, educational organization. Requested by Samuel J. Bernstein, Esq., Zone & Bernstein, 123 Prospect Street, Stamford, CT 06901, 12/22/92. Returned to Committee 4/1/93. Held on Pending Agenda 4/14/93. Approved for publication 8/2/93.

<u>REP. NAKIAN</u> said that the Committee voted five in favor with no opposition and one abstention. Moved. Seconded.

<u>PRESIDENT LYONS</u> called for a vote to approve item 6. APPROVED by voice vote with 27 yes votes, two no votes, Rep. Perillo and Rep. DeLuca and one abstention, Rep. LaDestro; Rep. LaDestro also abstained in the Committee vote.

21. MINUTES OF REGULAR BOARD MEETING - TUESDAY, SEPTEMBER 7, 1993 21.

LEGISLATIVE & RULES COMMITTEE: (continued)

7. (L&R22.65) PROPOSED RESOLUTION APPROVING LEASE BETWEEN THE CITY OF STAMFORD AND THE STAMFORD EMERGENCY MEDICAL SERVICES, INC. FOR PREMISES KNOWN AS 684 LONG RIDGE ROAD, STAMFORD, CONNECTICUT WHICH HAS BEEN USED AS HEADQUARTERS FOR SEMS, INC. Schedule A of packet submitted by Mayor Stanley J. Esposito, 8/2/93. Planning Board approved 8/24/93. Board of Finance approved 8/12/93.

<u>REP. NAKIAN</u> said that the Committee voted to approve the lease but since the contract is being held, she Moved to Hold this item in Committee. Seconded.

<u>PRESIDENT LYONS</u> called for a vote to Hold item 7. APPROVED by voice vote with no dissenting votes.

 (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 and 7/6/93. Held on Pending Agenda 7/14/93.

HELD IN COMMITTEE

9. (L&R22.60) PROPOSED RESOLUTION REGARDING A TIME FRAME ON WHICH TO GRANT TAX ABATEMENTS. Submitted by Rep. John R. Zelinsky, Jr., D-11, 6/9/93. Held in Committee 7/6/93. Held on Pending Agenda 7/14/93.

HELD IN COMMITTEE

<u>REP. NAKIAN</u> said that the Committee voted six in favor to remove item 9 from the Agenda and requested this item be taken off at the Steering Committee meeting.

REP. NAKIAN Moved the Consent Agenda. Seconded.

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

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

<u>REP. HOGAN</u> said that the Committee met on August 31, 1993 at 7:00 p.m. Present were Reps. Michael Larobina, Joan Rinaldi, Philip Stork, Garry Clemmons, John Zelinsky, Elaine Mitchell and John Hogan.

1. APPROVAL OF SALARY RECOMMENDATIONS PER SECTION 5-10-3(a) OF THE CHARTER FOR THE FOLLOWING:

Mayor	\$80,000
Corporation Counsel	77,500
Commissioner of Finance	77,500
Commissioner of Public Works	77,500
City and Town Clerk	58,125
Registrars of Voters	46,500

Submitted by Sim Bernstein, Personnel Director, 7/22/93. Personnel Commission approved 7/21/93. Board of Finance approved 8/12/93.

PERSONNEL COMMITTEE: (continued)

<u>REP. HOGAN</u> said that the Committee voted to approve by four yes votes, no no votes with two abstentions. Moved. Seconded.

<u>REP. MARTIN</u> Moved to return the item to Committee. Seconded. Rep. Martin said that he and others had questions regarding the part-time status of the Corporation Counsel.

<u>PRESIDENT LYONS</u> called for a vote to return item 1 to Committee. APPROVED by voice vote with one no vote, Rep. Stork.

 APPROVAL OF SALARY RECOMMENDATIONS PER SECTION 5-10-3(b) OF CHARTER TO AMEND THE PAY PLAN FOR CLASSIFIED AND UNCLASSIFIED ADMINISTRATORS AS OUTLINED IN LETTER OF 7/22/93. Submitted by Sim Bernstein, Personnel Director, 7/22/93. Personnel Commission approved 7/21/93. Contingent upon Board of Finance approval.

HELD IN COMMITTEE

PLANNING & ZONING COMMITTEE - W. Dennis White, Chairman

<u>REP. BOCCUZZI</u> said that in the absence of the Chair, he Chaired the Committee meeting which met on August 18, 1993 at 7:00 pm. Present were Reps. Nicholas Pavia, Scott Morris, Philip Stork, Gregory Ladestro, and John Boccuzzi; Ms. Roberts from Gordon Paterson, Daniel McCabe, Joe Tooher and the Media.

 STATUS REPORT ON THE OLD TOWN HALL. Requested by Rep. Annie M. Summerville, D-6, 5/6/93. Held in Committee 6/7, 7/6 and 8/2/93.

HELD IN COMMITTEE

 PROPOSED RESOLUTION CONCERNING AUTHORIZATION TO DISCONTINUE A PORTION OF COMMERCE ROAD. Submitted by Rep. Scott A. Morris, D-17, 7/12/93. Held in Committee 8/2/93.

<u>REP. BOCCUZZI</u> said that the Committee voted four in favor and none against to approve the resolution. Moved. Seconded.

<u>REP. LaDESTRO</u> said that he wanted the record to note that he abstained in Committee and left the Floor on this item.

<u>REP. LAROBINA</u> wanted the record to note that he left the Floor on this item.

<u>REP. BOCCUZZI</u> said that First Stamford Corporation is asking that the easement be bought back that was given to the city some 30/35 years ago; First Stamford is willing to pay the city \$622,000 for the easement. Rep. Boccuzzi said that when the city received the easement, there was no land deed turned over to the city; the property was owned by First Stamford Corporation and all the surrounding property was owned by First Stamford Corporation and they still own the property around the street. Rep. Boccuzzi said that there was never any transfer of title from First Stamford Corporation to the city. He said that the city had two appraisals and went in the middle of the appraisals coming up with the \$622,000.

22.

PLANNING & ZONING COMMITTEE: (continued)

<u>REP. BOCCUZZI</u> said that the Committee was told by the Public Works Department that if the city has to repair the road, the cost would be between \$500,000 and \$600,000 due to the condition of the road. Rep. Boccuzzi said that this was not a sale of property but an easement First Stamford Corporation wants to buy back. He said that the Charter states that the Board of Representatives asks the Mayor to start the procedure, then a public hearing is held by the Commissioner of Finance and the findings from the Commissioner and the price the corporation is willing to pay is resolved, then goes to the Board of Finance for approval and finally to the Board of Representatives.

<u>REP. MARTIN</u> said that he would be abstaining on the vote. He said that Rep. Boccuzzi laid out all the facts and without prejudice to the First Stamford Corporation, the process changed from what was used for many years. Rep. Martin said that he is abstaining because he feels that with the change in the process, we are splitting legal hairs.

Rep. Martin said that since an easement is being sold, he believes that would fall under Sec. 23-19 Disposition of proceeds which has do to with funds resulting from the sale.

REP. PIA asked what the easement was for?

<u>REP. BOCCUZZI</u> said that the easement was given some 30/35 years ago to give the city the right to go over the road for purposes at that time. He said that the city does not need the easement anymore; the road is a dead end with a turnaround going to the Greenwich line.

REP. PIA asked about the turnaround.

<u>REP. BOCCUZZI</u> said that there is a turnaround at the end now and what First Stamford Corporation will have to do is build another turnaround further up the road so the public can get out.

<u>REP. NAKIAN</u> said that she will be abstaining. She was not against turning back the easement or selling the easement but was opposed to the process being followed. She said that it is debatable when the easement is tangible property of the city and believes that the public should be informed as in the process always used with an ordinance and a public hearing. She said that the Planning Board should have a role in the sale whether or not it is required by the Charter and our assets should not be treated lightly; for those reasons, she will abstain.

<u>REP. MAIHOCK</u> said that a statement was made that the city does not need the easement in the immediate time period or the future. She asked what benefit First Stamford will have to regain the easement and what can First Stamford do when they get the property that they cannot do now?

<u>REP. BOCCUZZI</u> said that the easement is not needed whether it be now or later. He said that if the road is discontinued, it is added on to the property already owned by First Stamford and he did not know what First Stamford was going to do with the property. PLANNING & ZONING COMMITTEE: (continued)

<u>REP. LOGLISCI</u> said that he did not see any problem with getting \$600,000 plus from a company to restore an easement back to them that was once theirs. He said that it is good if the company builts and increases revenue to the city.

<u>REP. PERILLO</u> said that she would like to have some information as to why in the past, a matter as this was always done by ordinance and now what is the reason for a resolution?

<u>REP. BOCCUZZI</u> said that according to the Charter, the city is not selling a piece of property; there is no deed that ever changed hands; there was never an actual sale of a portion of the street to the city; the street always belonged and still belongs to First Stamford Corporation; the title was never changed.

<u>REP. BOCCUZZI</u> said that the reason this is being done by resolution is because it is actually not a sale of property and the Charter says there is a different process from the sale of actual property and the discontinuance.

<u>REP. ZELINSKY</u> said the item has been before the Board for sometime and perhaps, it is a matter of semantics whether done by ordinance or resolution so long as it is done legally. He said the city will be getting over \$600,000 in the general fund and possibility something will be built on the property that will enhance our grand list. Rep. Zelinsky said the item should be expedited as soon as possible.

<u>REP. DOMONKOS</u> asked if the Planning Board was involved by Charter in the acceptance of the street?

<u>REP. BOCCUZZI</u> said that he thought those involved in the acceptance of the street was the engineering department as they go out and check on the width, curbing, curb cuts, etc.

<u>REP. BROMLEY</u> quoted from a section of the Charter: "Actions taken on any proposal involving location, acceptance, widening, narrowing, extension, bridges, parkways and other public ways have to be referred to the Planning Board." She said that it does not mention discontinuance but mentions acceptance.

<u>REP. DOMONKOS</u> said that she feels that the Planning Board is a key in the city's decision process on land disposition. She said that she would vote against the resolution.

<u>REP. BROMLEY</u> said the words requiring Planning Board approval are location, acceptance, widening, narrowing, extension of streets, bridges, parkways and public ways; location, relocation, acquisition of land for abandonment sale, lease of airports, parks, playgrounds and other municipally owned properties, schools and other public buildings.

Rep. Bromley said that Board of Representatives has the power under Charter Sec. C8-60-1 for discontinuance.

PLANNING & ZONING COMMITTEE: (continued)

REP. MARTIN Moved to return the resolution to Committee. Seconded.

<u>REP. BOCCUZZI</u> said that the turnaround will still be on the property that belongs to First Stamford Corporation; it will not be on property that is now surrounded by what they own. He said there is no changing of the street; the road is theirs and they will make the turnaround which will be available to the general public. He did not see a reason for sending the item back to Committee.

<u>PRESIDENT LYONS</u> proceeded to a vote to return to Committee the resolution for the discontinuance of a portion of Commerce Road. DEFEATED by 24 no, 6 yes votes with two abstentions.

<u>REP. BOCCUZZI</u> Moved to approve the resolution for the discontinuance of a portion of Commerce Road. Seconded.

<u>PRESIDENT LYONS</u> proceeded to a vote on the resolution. APPROVED by 25 yes, five no votes with four abstentions. The record notes that Reps. LaDestro and Larobina were not on the Floor for this item.

PUBLIC WORKS & SEWER COMMITTEE - Bobby Owens, Chairman

<u>REP. OWENS</u> said that the Committee held a public hearing on August 4, 1993 at 7:00 p.m. in the Legislative Chamber. Present were Reps. Jeffrey Curtis, Fred Johnson, Robert DeLuca, Ronald Sabia and Bobby Owens; also, Reps. Michael Larobina and Carmen Domonkos; Ernest DiMattia, Director of Ferguson Library; 22 speaker were also present to speak on item 2. A meeting was also held on August 25, 1993.

At this point in the meeting, Rep. Boccuzzi took the President's Chair.

Rep. Owens placed both items on the Consent Agenda.

 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 7/6 and 8/2/93.

APPROVED ON CONSENT AGENDA

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 7/6 and 8/2/93.

APPROVED ON CONSENT AGENDA

PUBLIC WORKS & SEWER COMMITTEE: (continued)

<u>REP. OWENS</u> said that the Committee voted five in favor with none opposed to accept the property. He said an opinion from Corporation Counsel was received stating that the Library must get approval from the Planning Board, Zoning Board, Environmental Protection Board and any other boards before coming to us so that we can accept the complete transfer. Rep. Owens requested that the Board accept the property from the Board of Education and at a future time, the Library will have to go through the proper steps before building.

<u>REP. OWENS</u> Moved to approve the Consent Agenda. Seconded.

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

HEALTH & PROTECTION COMMITTEE - Ralph Loglisci & Audrey Maihock, Co-Chairpersons

<u>REP. MAIHOCK</u> held a public hearing on Tuesday, August 24, 1993 at 7:00 p.m. in the Legislative Chambers. Present were Audrey Maihock and Ralph Loglisci, Co-Chairpersons; Joseph Gergle, Marggie Laurie and Bobby Owens; Robert DeLuca, Dr. McBride; Michael E. Kraynak, Corporation Counsel Daniel McCabe; Attorney Richard Robinson and members of the public.

At this point in the meeting President Lyons returned to his Chair.

The record will note that Reps. James Rubino, Annie Summerville and Patrick Mullins left the Floor.

 FOR FINAL ADOPTION - PROPOSED ORDINANCE CONCERNING THE ABATEMENT OF LEAD HAZARDS. (SECOND PROPOSAL) Submitted by Reps. Robert DeLuca, R-14, Ralph Loglisci, R-14 and Joseph Gergle, D-11, 2/22/93. Returned to Committee 6/7/93. Approved for publication 8/2/93.

HELD IN COMMITTEE

<u>REP. MAIHOCK</u> said that Corporation Counsel McCabe appeared at the meeting and presented a letter dated August 24, 1993, and requested that the item be held until all health, financial and legal ramifications can be further discussed which Corporation Counsel felt was in the city's best interest. Rep. Maihock said that the Committee vote four in favor and two opposed to Hold the item.

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

<u>REP. PIA</u> said that the Committee met on August 26, 1993 at 7:30 p.m. Present were Committee members Thomas Pia, Robert DeLuca, Gerald Rybnick, Joseph Gergle, Bobby Owens, Donald Sherer, Mildred Perillo and Fred Johnson; also the Director of Parks and Recreation Stephen Elkins; Commission Chairman Steven Lasandro; Nippy Willians, Director of the Golf Authority and Authority members Joe Marrucco and Frank Noto; and Peter Efremenko of the Advocate.

 MATTER OF PRIVATE ENTITIES USING CITY PARKS FOR PROFIT MAKING EVENTS. Submitted by Rep. Michael Larobina, D-16, 8/5/93.

26.

PARKS & RECREATION COMMITTEE: (continued)

<u>REP. PIA</u> said that the Committee voted eight to zero to remove the item from the Agenda at the next Steering Committee meeting; the item was not properly before the Board. Rep. Pia Moved to hold the item. Seconded.

<u>PRESIDENT LYONS</u> called for a vote to Hold the item. APPROVED by voice vote with no dissenting votes.

 RESOLUTION FOR APPROVAL OF RENEWAL AND AMENDMENT OF STAMFORD GOLF AUTHORITY LEASE. Submitted by Mayor Stanley J. Esposito, 7/27/93. Planning Board approved 8/3/93. Board of Finance approved 8/12/93.

<u>REP. PIA</u> said the Committee voted eight in favor and none opposed to approve. Moved. Seconded.

<u>PRESIDENT LYONS</u> called for a vote to approve the lease. APPROVED by voice vote with 39 yes votes and one no vote, Rep. Domonkos.

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

No report.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - Elaine Mitchell, Chairwoman

<u>REP. MITCHELL</u> said the Committee met on Wednesday, August 25, 1993 at 6:30 p.m. Present were Committee members Garry Clemmons, Jeffrey Curtis, Fred Johnson, Elaine Mitchell, Nicholas Pavia and Annie Summerville; excused were Ellen Mellis; also present were Dr. Curtis Porter and Tim Beeble.

Rep. Mitchell placed both item on the Consent Agenda.

 REQUEST FOR APPROVAL TO REVISE URBAN LEAGUE OF SOUTHWESTERN CT., INC. BUDGET TO SHIFT \$671.00 SAVINGS IN SALARY ACCOUNT FOR COORDINATOR AND CASE MANAGER TO RETREATS IN FOCUS PROGRAM FOR MALE YOUTHS AT-RISK. Submitted by Mayor Stanley J. Esposito, 8/10/93.

APPROVED ON CONSENT AGENDA

REP. MITCHELL said that Rep. Clemmons was not present for this item.

 REQUEST TO ESTABLISH GUIDELINES AND CEILING PERMITTING THE MAYOR TO APPROVE MODIFICATIONS WITHIN THE COMMUNITY DEVELOPMENT PROGRAM BUDGET LINE ITEMS. Requested by Elaine Mitchell, Chairwoman, Housing and Community Development Committee, 8/9/93.

APPROVED ON CONSENT AGENDA

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE: (continued)

<u>REP. MITCHELL</u> said that the Committee voted 6-0-0 to approve a \$1,000.00 limit permitting the Mayor and Community Development to approve modifications within budget line items.

REP. MITCHELL Moved the Consent Agenda. Seconded.

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

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

REP. M. RINALDI said that both items were Held.

1. PROPOSED RESOLUTION CONCERNING APPROVAL OF A CONTRACT FOR THE SALE OF LAND IN THE SOUTHEAST QUADRANT (EXTENDED) URBAN RENEWAL PROJECT FOR PRIVATE REDEVELOPMENT TO TCR NEW CANAAN II, INC. Submitted by Michael D. Larobina and Mary Lou Rinaldi, Co-Chairpersons, Urban Renewal Committee, 8/4/93.

HELD IN COMMITTEE

2. PROPOSED RESOLUTION CONCERNING APPROVAL OF A CONTRACT FOR THE SALE OF LAND IN THE SOUTHEAST QUADRANT (EXTENDED) URBAN RENEWAL PROJECT FOR PRIVATE REDEVELOPMENT TO TOMBROCK CORPORATION. Submitted by Michael D. Larobina and Mary Lou Rinaldi, Co-Chairpersons, Urban Renewal Committee, 8/4/93.

HELD IN COMMITTEE

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

TRANSPORTATION COMMITTEE - Scott A. Morris, Chairman

<u>REP. MORRIS</u> said that the Committee met on Thursday, September 2, 1993 at 7:00 p.m. Committee members present were Reps. Audrey Maihock, Scott Morris, Joseph Gergle and Jeffrey Curtis; excused were William Belcher, W. Dennis White and Judith Evanko. Also, attending was Rep. Robert DeLuca; Michael Pavia, Commissioner of Public Works; Richard Robinson, Assistant Corporation Counsel; Moira McNulty, Productive Planner, Department of Traffic & Parking; Elizabeth Saunders, Chairperson of the Urban Redevelopment Commission; Eric Wormser, a member of the URC; and Bruce Goldberg, Acting Executive Director of the URC.

 REVIEW AND STUDY THE POSSIBILITY OF THE CITY TAKING OVER THE MANAGEMENT OF THE PARKING LOTS WHICH EXTEND FROM WEST PARK PLACE (CURLEY'S DINNER) TO WEST BROAD STREET (IL FALCO'S). Request by Rep. Robert Deluca, R-14, 6/28/93. Held in Committee 8/2/93.

<u>REP. MORRIS</u> stated that a written report was given to all members detailing the discussions at the meeting. This report is attached to these Minutes.

29. MINUTES OF REGULAR BOARD MEETING - TUESDAY, SEPTEMBER 7, 1993 29.

SPECIAL COMMITTEES

HOUSE COMMITTEE - Gerald Rybnick, Chairman - No report.

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

LABOR RELATIONS COMMITTEE - John J. Boccuzzi & Nicholas Pavia, Co-Chairmen

No report.

ECONOMIC DEVELOPMENT COMMITTEE - Joan Rinaldi, Chairwoman

<u>REP. J. RINALDI</u> said that the Committee met on Tuesday, August 24, 1993 at 7:00 p.m. Present were Reps. Ellen Mellis, Scott Morris, James Rubino and Joan Rinaldi; Rep. William Belcher was excused.

 DISCUSSION ON RELATIONSHIP AND INTERACTION BETWEEN THE ECONOMIC DEVELOPMENT COMMITTEE, THE ECONOMIC DEVELOPMENT COMMISSION AND THE CITY'S OFFICE OF ECONOMIC DEVELOPMENT. Requested by Joan Rinaldi, Chairwoman, Economic Development Committee, 8/4/93.

HELD IN COMMITTEE

<u>REP. J. RINALDI</u> said that the purpose of the meeting was to discuss the relationship of and the interaction between the Economic Development Committee, the Economic Development Commission and the city's Economic Development Director. She said that the Committee felt that the purpose of the Commission is clearly spelled out in Ordinance No. 679 Supplemental; that is to serve as a resource to the Committee acting as a fact finding board to provide unbiased advice on issues which the Committee will present to the Commission on behalf of the entire Board.

Rep. J. Rianldi said that to facilitate understanding, the Economic Commissioners and Director will be invited to a joint meeting with the Committee which is tentatively scheduled for Wednesday, September 22, 1993.

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

<u>REP. RUBINO</u> said that the Committee met on Thursday, August 26, 1993 at 7:00 p.m. Present were Reps. Maria Nakian and James Rubino which did not constitute a quorum. Rep. Rubino said that the Committee met again this evening, September 7, 1993.

 FOR PUBLICATION - PROPOSED RULES OF PROCEDURE FOR BOARD OF ETHICS HEARING. Submitted by James Rubino, Co-Chairperson, Ethics Review Committee, 6/16/93. Held in Committee 7/6 and 8/2/93.

30.

ETHICS REVIEW COMMITTEE: (continued)

<u>REP. RUBINO</u> said that the Committee approved for publication the Rules of Procedure for Board of Ethics hearings including forms for Complaints to the Ethics Board, Findings of Violation, Findings of Probable Cause and Findings of No Probable Cause. Rep. Rubino Moved for publication so a public hearing can be held. Seconded.

<u>REP. BOCCUZZI</u> asked if it were possible to make a change that he took from the Mayor's Committee to expand the Board by three. He said the reason to add the three members would be that they would rotate and act somewhat like a Grand Jury. Rep. Boccuzzi used the example that if a person is brought before the Board of Ethics for a possible violation of the Code, the three members would hear the alledged violation and they would determine if there is just cause for the person to go before the entire Board of Ethics; once judgement was made by the three members, they do not sit on the case. Rep. Boccuzzi said that now the Board of Ethics judges a person has done something or has cause to appear before the Ethics Board, they listen to the case and then give the findings.

Rep. Boccuzzi said that if there are the three members, the Ethics Board is not involved with the first party operation and the three members involved with the first part no longer sit on the Board as they are rotating members. Rep. Boccuzzi said that if "Grand Jury" decides there is no cause to go before the Board, there would be no expenses involved with lawyers and the city would not be involved with expenses. Rep. Boccuzzi stated that this preliminary step would shorten the process of the hearings. He said that people are available that would gladly sit on the Board so the process could be put into motion.

<u>REP. RUBINO</u> said that Rep. Boccuzzi's suggestions came from the Mayor's Blue Ribbon Panel's report; the report came after the new Ethics Ordinance was passed. Rep. Rubino said that what is being worked on now are the rules for hearings pursuant to the ordinance; what Rep. Boccuzzi is suggesting would need a change in the ordinance.

<u>REP. BOCCUZZI</u> said his suggestion is a part of the hearing process and if the ordinance does not contain what he was saying, the ordinance can be amended.

<u>REP. RUBINO</u> stated that this evening, the ordinance is not being amended; a set of rules is be approved that are mandated by the present ordinance. He said a charge was given to the Committee to develop rules to govern Board of Ethics hearings; what Rep. Boccuzzi is referring to is unrelated to what is being addressed this evening.

<u>REP. RUBINO</u> said that it was possible to do what Rep. Boccuzzi wants.

<u>PRESIDENT LYONS</u> asked if Rep. Boccuzzi's ideas were to be put into effect, would the ordinance have to be amended?

<u>REP. RUBINO</u> said that was correct, but that was not what is before the Board this evening.

ETHICS REVIEW COMMITTEE: (continued)

PRESIDENT LYONS said that any Board member can put forth an amendment.

<u>PRESIDENT LYONS</u> called for a vote to approval for publication, Rules of Procedure and Forms for Board of Ethics hearings. APPROVED by voice vote with 40 yes votes.

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

No report.

PUBLIC SAFETY COMMITTEE - James Rubino & John J. Boccuzzi, Co-Chairpersons

<u>REP. RUBINO</u> said that the Committee met on August 9, 16 and 17, 1993. Rep. Rubino said a report will be given at the end of the Committee's work.

 ISSUES CONCERNING PUBLIC SAFETY IN THE CITY. Submitted by James Rubino and John Boccuzzi, Co-Chairpersons, Public Safety Committee, 8/10/93.

HELD IN COMMITTEE

RESOLUTIONS

 SENSE-OF-THE-BOARD RESOLUTION HONORING THE REVEREND MONSIGNOR ALFRED J. SIENKIEWICZ ON THE OCCASION OF THE 50TH ANNIVERSARY OF HIS ORDINATION INTO THE PRIESTHOOD. Submitted by Reps. John F. Leydon, Jr., D-12, John R. Zelinsky, Jr., D-11, and Ronald A. Sabia, R-15, 8/11/93.

REP. ZELINSKY Moved for approval. Seconded.

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

2. SENSE-OF-THE-BOARD RESOLUTION CELEBRATING THE 25TH ANNIVERSARY OF FRIENDSHIP HOUSE. Submitted by Rep. Gloria DePina, D-5, 8/10/93.

A motion was made and Seconded to approve the resolution.

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

MINUTES

1. AUGUST 2, 1993 REGULAR BOARD MEETING - approved.

COMMUNICATIONS - None.

OLD BUSINESS - None.

NEW BUSINESS - None.

<u>ADJOURNMENT</u> - Upon a motion duly made and Seconded and Approved by voice vote, the meeting was adjourned at 10:33 p.m.

nne le Kachaluba

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

APPROVED:

Richard L. Lyons, President 22nd Board of Representatives

RLL: ak Enclosures