

MINUTES OF REGULAR BOARD MEETING

MONDAY, MAY 2, 1994

23RD BOARD OF REPRESENTATIVES

STAMFORD, CONNECTICUT

The regular meeting of the 23rd Board of Representatives of the City of Stamford was held on Monday, May 2, 1994, in the Legislative Chamber of the Board of Representatives, Government Center, 888 Washington Boulevard, Stamford, Connecticut.

The meeting was called to order at 9:17 p.m. by President Mary Lou Rinaldi after both parties met in Caucus.

INVOCATION was given by Rep. Marggie Laurie, D-8.

"Dear God, as we come together tonight to serve our city, Stamford, please be with us and help us to make the very best decisions that we can. Thank you."

PLEDGE OF ALLEGIANCE TO THE FLAG was led by President Mary Lou Rinaldi.

ROLL CALL was taken by Clerk of the Board Annie M. Summerville.

There were 37 members present and three absent. Absent and excused were Gerald Rybnick, John Hogan and Philip Stork.

The Chair declared a quorum.

MACHINE TEST VOTE was taken by President Mary Lou Rinaldi. The machine was in good working order.

MOMENTS OF SILENCE:

For the late DR. JOSEPH T. WEBBER requested by Representative Ellen Mellis, 13th District.

"Dr. Joseph T. Webber was the father of Dr. Thomas Webber. Dr. Joseph T. Webber died on April 23, 1994 at age 86. He is survived by his wife, Barbara; two daughters, Elaine and Victoria; a son, Thomas, and daughter-in-law, Mary; eight grandchildren; and one great grandchild.

"Dr. Webber was a teacher of the Classics at Fordham University and he earned an MD from Columbia P&S in 1939. He served as a Navy surgeon on Guadalcanal and then authored a book about his experiences there. He practiced general medicine in the Bronx, became an anesthesiologist, and retired as Department Director at Benedictine Hospital in Kingston, NY. His illustrious career is admirable and impressive.

"To Thomas, his wife and children, his mother and sisters, we extend heartfelt condolences and sympathy. May time and loving memories ease your pain and sense of loss and give you peace."

MOMENTS OF SILENCE: (continued)

For the late ANGELINA G. SACCO requested by Representatives Mildred Perillo, Ralph Loglisci and Mary Lou Rinaldi. "Mrs. Sacco was the mother of Geraldine Agnetto. Our sincerest sympathy to Geraldine and her family."

For the late GEMMA GALELLA CERRETA requested by Representative Ralph Loglisci. "Sincerest sympathy to the family of Mrs. Cerreta."

For the late J. JOSEPH HART requested by Representatives John R. Zelinsky, Jr. and Ralph Loglisci.

"Mr. Hart was a former assistant purchasing agent for the City of Stamford. He was employed by the city for 26 years before retiring July 8, 1976. Before working for the city, he served on the Board of Representatives and was a member of the Democratic City Committee. He was a member of the Shippan Point Association, Old Timers Association and the National Federation of the Blind of Connecticut. Mr. Hart was a member of St. Mary's Parish for 54 years and was a past president of its Holy Name Society. He also was a member of the Lafayette Assembly 4th Degree Augustine Council 41 the Knights of Columbus and the Ancient Order of Hibernians.

"Mr. Hart is survived by his wife, Dorothy, two sons, John J. Hart, Jr. and Robert E. Hart, both of Stamford, a daughter Barbara Hart Fagan of Stamford, five grandchildren, and three great grandchildren. He was a friend and our deepest sympathy to his wife and family. He will be sorely missed."

For the late CHARLES T. DeLUCA requested by Representatives Ralph Loglisci and Nicholas Pavia. "Mr. DeLuca was a lifetime resident of Stamford and president of DeLuca Industrial Supplies. He died at the age of 40. Mr. DeLuca is survived by his mother, Florence A. DeLuca; his wife, Deborah F. DeLuca; two daughters, Jennifer DeLuca and Alison DeLuca; a brother, Robert P. DeLuca; a sister, Mary Anne Melillo; and several nieces and nephews. Our sincerest sympathy to his wife, Deborah and the entire family."

For the late RICHARD MILHOUS NIXON requested by Representatives Philip R. Stork, 15th District, on behalf of the entire Board of Representatives. "Mr. Nixon, in addition to my late Mother, were my inspiration for serving the public via elective office. I became interested in government, politics, and Mr. Nixon during the first six months of his first term as our Vice President. I wasn't quite eight years old at the time. Despite the circumstances surrounding his last days as our President, I firmly believe history will treat him as one of our greatest presidents of all time."

STANDING COMMITTEES

STEERING COMMITTEE: Chairwoman Mary Lou Rinaldi.

REPORT. Waived.

REP. 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, April 13, 1994 at 7:30 p.m. in the Democratic Caucus Room of the Government Center, 888 Washington Boulevard. The meeting was called to order by Chairwoman Mary Lou Rinaldi at 7:40 p.m. A quorum was present.

Present at the meeting:

Mary Lou Rinaldi, Chairwoman	Philip Stork	Audrey Maihock
Annie Summerville	Elaine Mitchell	Ralph Loglisci
Carmen Domonkos	Robert DeLuca	Thomas Pia
Marggie Laurie	Nicholas Pavia	Bobby Owens
Patrick White	David Martin	Maria Nakian
Michael Larobina	Lucy Corelli	Dan Mangan, Advocate
David Wilk	John Zelinsky	John Roman, WSTC
John Boccuzzi	Gregory LaDestro	Anne Kachaluba

APPOINTMENTS COMMITTEE - Ordered on the Agenda was one of the three items appearing on the Tentative Steering Agenda. Ordered off the Agenda were John Boccuzzi for Zoning Board and Peter Nanos for Human Rights Commission; both names were withdrawn. Ordered on the Agenda were the four names appearing on the Addenda.

FISCAL COMMITTEE - Ordered on the Agenda were the 19 items appearing on the Tentative Steering Agenda and seven items appearing on the Addenda.

LEGISLATIVE & RULES COMMITTEE - Ordered on the Agenda was one of the five items appearing on the Tentative Steering Agenda and one item from the Pending Agenda re Metrovision lease. The other four items appearing on the Tentative Steering Agenda were placed on the Pending Agenda.

PERSONNEL COMMITTEE - Ordered on the Agenda were the three items appearing on the Tentative Steering Agenda.

PLANNING & ZONING COMMITTEE - No items appeared on the Tentative Steering Agenda. Ordered on the Agenda was the one item appearing on the Addenda.

PUBLIC WORKS & SEWER COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda.

HEALTH & PROTECTION COMMITTEE - Ordered Held in Steering was the one item appearing on the Tentative Steering Agenda. Ordered on the Agenda was an item appearing on the Addenda under "Resolutions" re labelling of milk.

PARKS & RECREATION COMMITTEE - Ordered on the Agenda were the three items appearing on the Tentative Steering Agenda. Ordered on the Agenda, after Suspension of Rules approved, was the matter of abuse of domicile rule by the two golf courses. Ordered off the Addenda was matter of converting the bus shelter at Cummings Parks to an ice cream parlor.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda.

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

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

STEERING COMMITTEE REPORT: (continued)

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

TRANSPORTATION COMMITTEE - No items appeared on the Tentative Steering Agenda. Ordered on the Agenda, under Suspension of Rules, was a Report on the Dial-A-Ride subsidies.

HOUSE COMMITTEE - 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.

PUBLIC SAFETY COMMITTEE - No items appeared on the Tentative Steering Agenda.

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

REVALUATION COMMITTEE - Ordered on the Agenda were the three items appearing on the Tentative Steering Agenda.

CHARTER REVISION COMMITTEE - No items appeared on the Tentative Steering Agenda. Ordered on the Agenda was one item from the Pending Agenda, Establishment of a Charter Revision Commission.

RESOLUTIONS - Ordered on the Agenda was one of the two items appearing on the Tentative Steering Agenda. Also, ordered on the Agenda was one of the two items appearing on the Addenda; one item was placed in the Health and Protection Committee. Ordered off the Agenda was the matter concerning holiday pay for police/fire chiefs and their deputies.

ADJOURNMENT - There being no further business to come before the Steering Committee, upon a motion made, Seconded and Approved, the meeting was adjourned at 8:55 p.m.

Mary Lou T. Rinaldi, Chairwoman
Steering Committee

APPOINTMENTS COMMITTEE - Annie M. Summerville, Chairwoman

REP. SUMMERVILLE said that the Committee met on April 26, 1994 at 7:00 p.m. Present were Annie Summerville, John Boccuzzi, Alice Fortunato, Philip Stork and Thomas Pia.

Rep. Summerville placed items 1, 3, 4 and 5 on the Consent Agenda. Moved. Seconded.

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

APPOINTMENTS COMMITTEE: (continued)

ZONING BOARD

TERM EXPIRES

- | | | |
|--|--|---------|
| 1. <u>MS. JACKIE HEFTMAN</u> (D)
97 Acre View Drive
(Held in Steering 3/16/94) | Replacing E. Frattaroli
whose term expired. | 12/1/98 |
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APPROVED ON CONSENT AGENDA

ZONING BOARD

- | | | |
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| 2. <u>MR. JAMES CARR</u> (R)
1805 Newfield Avenue | Replacing H. Kohn who
resigned. | 12/1/97 |
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HELD IN COMMITTEE

URBAN REDEVELOPMENT COMMISSION

- | | | |
|---|--|--------|
| 3. <u>MR. ROBERT RIMMER</u> (R)
25 Flora Place | Replacing J. Rodwin whose
term expired. | 8/1/94 |
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APPROVED ON CONSENT AGENDA

URBAN REDEVELOPMENT COMMISSION

- | | | |
|--|---|--------|
| 4. <u>MR. JAMES T. NIXON</u> (R)
143 Hoyt Street, #1E | Replacing Susan Stratton
whose term expired. | 8/1/98 |
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APPROVED ON CONSENT AGENDA

ECONOMIC DEVELOPMENT COMMISSION

- | | | |
|---|--|---------|
| 5. <u>MR. MICHAEL S. PANSINI</u> (R)
76 Lawrence Hill Road | | 12/1/95 |
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APPROVED ON CONSENT AGENDA

REP. SUMMERVILLE Moved for Suspension of the Rules to take up an item not on the Agenda. Seconded.

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

TRAFFIC HEARING OFFICER

- | | | |
|---|----------------|-------------|
| 6. <u>MR. HAWLEY OEFINGER</u> (R)
1758 Newfield Avenue | Reappointment. | 2-year term |
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REP. SUMMERVILLE Moved for approval of Mr. Oefinger. Seconded.

PRESIDENT RINALDI called for a vote to approve Mr. Oefinger. APPROVED by voice vote with no dissenting votes.

FISCAL COMMITTEE - Carmen Domonkos, Chairwoman

REP. DOMONKOS said that the Committee met on April 27, 1994 at 7:00 p.m. Present were Committee members Elaine Mitchell, Maria Nakian, Nicholas Pavia, Donald Sherer, Ronald Sabia, Carmen Domonkos and Ralph Loglisci; also present were Reps. John R. Zelinsky, Jr. and Bobby Owens and Sandra Dennies, Grants Director.

Rep. Domonkos placed items 5, 6, 21, 22, 23, 24 and 25 on Consent. The Secondary Committee report was waived.

Rep. Domonkos Moved for approval of the Consent Agenda. Seconded.

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

REP. DOMONKOS said that many items were held by the Committee because the Board of Finance adjourned their meeting and did not approve the items.

1. \$ 15,100.00 - SMITH HOUSE ADMINISTRATION - CODE 521.1230 COLLEGE TUITION additional appropriation for employees taking approved employment-related courses.

Head Nurse	\$ 4,488
Food Service Director	2,648
Asst. Food Service Director	3,200
Licensed Practical Nurse	1,373
Account Clerk	1,600
Certified Nursing Assistant	1,533
Certified Nursing Assistant	260
	<u>\$15,100</u>

Request by Mayor Stanley J. Esposito, 1/28/94. Contingent upon Board of Finance approval. Held in Steering 2/16 and 3/16/94.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

HELD IN COMMITTEE

2. \$ 24,600.00 SMITH HOUSE - MAINTENANCE - CODE 524.1201 OVERTIME - additional appropriation needed to cover projected cost for 1993/94. Request by Mayor Stanley J. Esposito, 1/28/94. Contingent upon Board of Finance approval. Held in Steering 2/16 and 3/16/94.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

HELD IN COMMITTEE

3. \$ 24,290.00 - SMITH HOUSE - MAINTENANCE - CODE 524.1212 STAND-BY TIME - additional appropriation to cover projected cost for a head custodian and Director of Maintenance who are on stand-by. Request by Mayor Stanley J. Esposito, 1/28/94. Contingent upon Board of Finance approval. Held in Steering 2/16/94 and 3/16/94.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

HELD IN COMMITTEE

FISCAL COMMITTEE: (continued)

4. \$185,000.00 - SMITH HOUSE SKILLED NURSING FACILITY - AMENDMENT TO CAPITAL PROJECTS BUDGET FOR FISCAL YEAR 1993/94 PROJECT CODE 520.195 ENCLOSE BALCONIES - additional appropriation for initial funding for selected projects that will ultimately be funded by The Smith House Foundation. To be financed by \$120,000 bonding and \$65,000 grant. Adoption of resolution regarding funding to be financed by bonding and grant, otherwise financed temporarily and/or permanently by borrowings, as to which the City expresses its official intent, all as more particularly stated in Exhibit A. Request by Mayor Stanley J. Esposito, 3/1/94. Planning Board approved 3/8/94. Contingent upon Board of Finance approval. Held in Steering 3/16/94.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

HELD IN COMMITTEE

5. APPROVAL OF A REQUEST FOR THE CITY OF STAMFORD TO ACCEPT A GIFT OF A WHEELCHAIR ACCESSIBLE BUS. ESTIMATED VALUE WILL BE \$85,000.00. GIFT TO BE RECEIVED FROM THE SMITH HOUSE FOUNDATION, INC. Pursuant to Charter Sec. C2-10-2(7), the Board of Representatives shall have the power, in the name of the City, to receive gifts of money or property in excess of a value to be determined by the Board from time to time. Request by Joan Ackermann, Executive Director, The Smith House Health Care Center, 88 Rockrimmon Road, Stamford, CT 06903-2898, 4/4/94.

APPROVED ON CONSENT AGENDA

6. \$ 85,000.00 - SMITH HOUSE SKILLED NURSING FACILITY - AMENDMENT TO CAPITAL PROJECTS BUDGET FOR FISCAL YEAR 1993/94 FOR PROJECT CODE 520.194 WHEELCHAIR ACCESSIBLE BUS - additional appropriation for initial funding for wheelchair-accessible bus that will ultimately be funded by the Smith House Foundation. 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 in Exhibit A. Request by Mayor Stanley J. Esposito, 3/1/94. Planning Board approved 3/8/94. Contingent upon Board of Finance approval. Held in Steering 3/16/94.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA

7. \$ 3,900.00 - PLANNING BOARD - CODE 104.1110 SALARIES - additional appropriation to restore \$24,000 for position of Planning and Zoning Director and \$3,500 to pay differential compensation to provisional Director. Request by Mayor Stanley J. Esposito, 10/6/93. Board of Finance approved \$3,500; \$24,000 deferred. Board of Representatives approved \$3,500, \$24,000 Held in Committee, 2/1/94. Planning Board amended request from \$24,000 to \$3,900. Held in Steering 2/16 and 3/16/94.

Above also referred to PLANNING AND ZONING COMMITTEE.

HELD IN COMMITTEE

FISCAL COMMITTEE: (continued)

8. \$ 20,000.00 - REGISTRAR OF VOTERS - CODE 101.3140 LOCAL PRIMARY - additional appropriation needed for primaries held in September, 1993 and March, 1994. Request by Mayor Stanley J. Esposito, 2/28/94. Contingent upon Board of Finance approval. Held in Steering 3/16/94.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

HELD IN COMMITTEE

9. \$ 5,000.00 - REGISTRAR OF VOTERS - CODE 101.3150 ELECTION - LOCAL - MUNICIPAL - additional appropriation needed to cover exceeded cost of election due to increased costs associated with election. Request by Mayor Stanley J. Esposito, 2/28/94. Contingent upon Board of Finance approval. Held in Steering 3/16/94.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

HELD IN COMMITTEE

10. \$ 1,260.00 - REGISTRAR OF VOTERS - CODE 101.1135 PERMANENT PART-TIME SALARY - additional appropriation to cover unanticipated expense. Employee retired and received money for unused vacation and sick time. Request by Mayor Stanley J. Esposito, 3/31/94. Contingent upon Board of Finance approval.

HELD IN COMMITTEE

11. \$ 25,000.00 - LAW DEPARTMENT - CODE 230.5150 PROFESSIONAL CONSULTANTS - additional funds needed to cover expenses in coming months for outside counsel fees and appraisals on tax appeals. Request by Mayor Stanley J. Esposito, 2/28/94. Contingent upon Board of Finance approval. Held in Steering 3/16/94.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

HELD IN COMMITTEE

12. \$ 7,080.00 - PARKS AND RECREATION DEPARTMENT - DEPARTMENT 93-668 LOCAL SUBSTANCE ABUSE PREVENTION COUNCIL - CODE 93-668-5501 CONTRACTED SERVICES - additional appropriation to cover grant funds subcontracted to Meridian Council, Inc. and Girls, Inc. to support prevention project directed toward youth alcohol and drug use. Request by Mayor Stanley J. Esposito, 3/1/94. Contingent upon Board of Finance approval. Held in Steering 3/16/94.

Above also referred to PARKS AND RECREATION COMMITTEE.

HELD IN COMMITTEE

FISCAL COMMITTEE: (continued)

13. \$ 21,000.00 - PARKS AND RECREATION DEPARTMENT - CODE 630.2210 MAINTENANCE OF BUILDINGS - additional appropriation for extensive repairs to marinas caused by the severe winter. Request by Mayor Stanley J. Esposito, 3/31/94. Contingent upon Board of Finance approval.

Above also referred to PARKS AND RECREATION COMMITTEE.

HELD IN COMMITTEE

14. \$ 1,075.00 - PARKS AND RECREATION DEPARTMENT - ADMINISTRATION - CODE 601.1201 OVERTIME - additional appropriation for park police security for Thanksgiving event held in Veterans and Latham Parks. Request by Mayor Stanley J. Esposito, 3/31/94. Contingent upon Board of Finance approval.

HELD IN COMMITTEE

15. \$ 980.00 - PARKS AND RECREATION DEPARTMENT - CODE 630.1201 OVERTIME - additional appropriation for reimbursement of revenues received from Downtown Special Services District for services provided, removal of Christmas decorations. Request by Mayor Stanley J. Esposito, 3/31/94. Contingent upon Board of Finance approval.

HELD IN COMMITTEE

16. \$ 10,000.00 - LABOR RELATIONS - CODE 271.5150 PROFESSIONAL CONSULTANTS - additional appropriation for outside legal counsel for M.P.P. Case 16,140 "Blue Flu." Bid waiver approved. Request by Mayor Stanley J. Esposito, 3/31/94. Contingent upon Board of Finance approval.

Above also referred to LABOR RELATIONS COMMITTEE.

HELD IN COMMITTEE

17. \$ 10,000.00 - LABOR RELATIONS - CODE 271.5150 PROFESSIONAL CONSULTANTS - additional appropriation for outside legal counsel for M.P.P. Case which the MEA is challenging the city's level of contributions to Classified Employees Retirees Fund (CERF). Bid waiver approved. Request by Mayor Stanley J. Esposito, 3/31/94. Contingent upon Board of Finance approval.

Above also referred to LABOR RELATIONS COMMITTEE.

HELD IN COMMITTEE

FISCAL COMMITTEE: (continued)

18. \$ 2,526.00 - MAA CONTRACT APPROPRIATION - DEPARTMENT 999 - VARIOUS - additional appropriation to fund contract settlement. Request by Mayor Stanley J. Esposito, 12/30/93. Board of Finance approved 1/13/94. \$524,849 approved 2/1/94. \$2,526 Held in Committee 2/1/94 (\$1,884 Code 553 Cost Sharing Grant salaries and \$642 Code 577 AIDS Risk Reduction Grant salaries). Returned to Committee 3/7/94. Held in Committee 4/4/94.

Above also referred to PERSONNEL COMMITTEE.

REP. DOMONKOS said the item was on Consent but it was asked to be taken off. She said the item was Held for two months and is a raise for two people that are in MAA on grants; the salaries are retroactive. Rep. Domonkos said that the Committee inquired why these people were receiving raises in conjunction with the MAA contract; an opinion from Corporation Counsel was received; also, a list of those on grants from Sandy Dennies was sent to all Board members.

Rep. Domonkos said that Corporation Counsel strongly recommended to pay the increases as they are members of the union and they would file a grievance and the city would probably lose.

REP. HOGAN Moved to waive the Secondary Committee report. Seconded.

PRESIDENT RINALDI called for a vote to waive. APPROVED by voice vote with no dissenting votes.

REP. DeLUCA asked if it were so that a grant person comes onboard and in a month or so, the person has a choice to apply to the union to make the position a union one, and is accepted and the position becomes permanent?

REP. DOMONKOS said that it depends upon the agreement made at the time the person is hired; she said that some employees employed on grants, sign an agreement that states they will not become union members and will be employed strictly under the grant. Rep. Domonkos said that others who have been hired, as these two people, were regular employees of the city. She said in cutbacks, their positions were eliminated and they transferred to grants taking their classified and union status with them. Rep. Domonkos said that in talking with Mr. Bernstein, if it is a classified position, the people have to take a test and there is a list and the person is selected in the classified process; if the person petitions to become a union member and the position is not classified, the process is by passed and the union benefits are received but the position is not classified and out of the testing procedure.

Rep. Domonkos said that the present ordinance is interpreted that if a person is on a grant for more than three years, the position becomes classified.

REP. DeLUCA wanted an explanation of Corporation Counsel's opinion.

REP. DOMONKOS said that if the ordinance is read, it says that if a person is on a grant longer than three years, the position is classified.

REP. DeLUCA said that he would like to have the ordinance amended so that the grant positions do not become classified.

FISCAL COMMITTEE; (continued)

PRESIDENT RINALDI said that the item could be placed on next month's agenda.

REP. SUMMERVILLE asked what would happen if the appropriation is not approved this evening?

REP. DOMONKOS said that a grievance has already been filed.

REP. LOGLISCI said that his understanding was that Mr. Bernstein implied that as long as a grant employee did not sign a contract stating that he would not become union, that if the employee was approached or wanted to join the union, they could do so and the ordinance was not the problem; there was no time frame.

REP. DOMONKOS said that Rep. Loglisci was correct and referred to page two of the opinion, "The above provisions must be viewed in context with the labor agreements that bind the city." Rep. Domonkos said that after three years, the AIDS position went from a grant funded, unclassified position to a classified union position, the position was tested and an appointment was made. Rep. Domonkos said that it is how labor contracts are negotiated and the contract signed by the person when they come onboard. She said that there is nothing in the MAA contract that addresses grants.

REP. MARTIN said that the issue is not whether they are classified or not, but whether or not they are taking advantage of union rules and benefits after being hired in a position that we thought was not going to be union. He said that in some cases, they were union from the start. He said the ordinance should be looked at as the issue is a complicated one.

PRESIDENT RINALDI called for a vote to approve \$2,526 MAA appropriation for two grant employees salaries. APPROVED by voice vote with eight no votes, Reps. DeLuca, Conti, Leydon, Perillo, Pia, Corelli, Maihock and Laurie.

19. STATUS OF CONTINGENCY FUND AND PROJECTED EXPENDITURES THROUGH THE END OF 1993-94 BUDGET YEAR. Requested by Carmen Domonkos, D-18, 1/10/94. Reports made and Held in Committee 2/1, 3/7 and 4/4/94.

HELD IN COMMITTEE

REP. DOMONKOS said that all members received the report from Frank Harrison. She said that the projected surplus for the end of the year is \$6,394. She said that was money from debt service, general government and other areas where money will not be expended and transferred to the contingency fund.

20. \$210,000.00 - POLICE DEPARTMENT - CODE 410.1130 PART TIME - additional appropriation to fund school crossing guards. Request by Mayor Stanley J. Esposito, 4/8/94. Contingent upon Board of Finance approval.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

HELD IN COMMITTEE

FISCAL COMMITTEE: (continued)

21. PROPOSED RESOLUTION AUTHORIZING AN AGREEMENT WITH THE STATE FOR FUNDING OF THE YOUTH SERVICES BUREAU. Submitted by Mayor Stanley J. Esposito, 3/31/94.

APPROVED ON CONSENT AGENDA

22. PROPOSED RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE STATE DEPARTMENT OF PUBLIC HEALTH AND ADDICTION SERVICES FOR LEAD POISONING PREVENTION GRANT. Submitted by Mayor Stanley J. Esposito, 3/31/94.

APPROVED ON CONSENT AGENDA

23. PROPOSED RESOLUTION AUTHORIZING APPLICATION FOR AN HIV/AIDS TESTING, EDUCATION AND RISK REDUCTION PROGRAM. Submitted by Mayor Stanley J. Esposito, 3/31/94.

APPROVED ON CONSENT AGENDA

24. PROPOSED RESOLUTION AUTHORIZING THE MAYOR TO FILE AN APPLICATION AND ENTER INTO AN AGREEMENT WITH THE STATE DEPARTMENT OF PUBLIC HEALTH AND ADDICTION SERVICES FOR THE PURPOSE OF PROVIDING A PROGRAM OF HEALTH EDUCATION/RISK REDUCTION. Submitted by Mayor Stanley J. Esposito, 3/31/94.

APPROVED ON CONSENT AGENDA

25. PROPOSED RESOLUTION AUTHORIZING AN AGREEMENT WITH THE STATE REGARDING THE MATERNAL AND CHILD HEALTH GRANT. Submitted by Stanley J. Esposito, 3/31/94.

APPROVED ON CONSENT AGENDA

26. \$ 43,970.00 - LAW DEPARTMENT - CODE 230.5907 TAX COLLECTION EXPENSES - additional appropriation to cover expenses associated with the purchase of property by the City at 60 Strawberry Hill Avenue. Request by Mayor Stanley J. Esposito, 4/13/94. Contingent upon Board of Finance approval.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

HELD IN COMMITTEE

LEGISLATIVE & RULES COMMITTEE - Maria Nakian, Chairwoman

REP. NAKIAN said that the Committee was to meet on April 25. The two items on the Agenda were not approved by the Board of Finance, therefore, the meeting was cancelled and the items Held.

LEGISLATIVE & RULES COMMITTEE: (continued)

1. (L&R23.17) FOR PUBLICATION - PROPOSED ORDINANCE CONVEYING BY THE CITY OF STAMFORD TO TURN OF RIVER FIRE DEPARTMENT PARCEL OF LAND ON WESTERLY SIDE OF TURN OF RIVER ROAD AT BUXTON FARM ROAD EXTENSION. Submitted by Mayor Stanley J. Esposito, 2/9/94. Planning Board approved 2/22/94. Contingent upon Board of Finance approval. Held in Steering 2/16 and 3/16/94.

HELD IN COMMITTEE

2. (L&R23.01) PROPOSED RESOLUTION CONCERNING THE APPROVAL OF A LEASE BETWEEN METROVISION OF NORTH AMERICA, INC. AND THE CITY OF STAMFORD. Submitted by Mayor Stanley J. Esposito, 10/27/93. Planning Board approved 11/9/93. Contingent upon Board of Finance approval. Held in Steering 12/1/93. Held in Committee 1/3/94. Held on Pending Agenda 2/16/94.

HELD IN COMMITTEE

REP. NAKIAN said that a request was received to take up an item not on the Agenda. The Committee met this evening, May 2, with Committee members Nakian, Martin, McDonald, Domonkos, Leydon, Mitchell and Maihock; and Jack Petkus, Director of Traffic and Parking and four condominium owners from the condominium complex which is in the path of the proposed extension. Rep. Nakian Moved to Suspend the Rules to take up the item. Seconded.

PRESIDENT RINALDI called for a vote to Suspend the Rules. APPROVED by voice vote with one no vote, Rep. Zelinsky.

3. (L&R23.26) APPROVAL OF CONTRACT EXTENSION-DESIGN SERVICES FOR HOYT STREET EXTENSION PROJECT. Submitted by Mayor Stanley J. Esposito, 4/28/94. Board of Finance approved 4/28/94.

REP. NAKIAN said that in the background information, it became known that there are STP funds that have not been obligated to any project and if not used, they will not be available. She said that the State would like to use the funds for a median divider project on I-95; however, because there is other money available for the divider project and it is difficult for cities to get monies for projects, the municipalities were told that if they can come up with counter-proposals for projects ready to go by August, there was a chance that the money could be obtained.

Rep. Nakian said that the Hoyt Street extension has been approved in the capital budget and is in the design phase and by the contract being extended and attached to a 1990 contract with Fredric Harris, who did the preliminary design work, the city can get the additional work on permits, public hearing and construction documents ready by August.

Rep. Nakian said that if the city can accelerate the program, the city will take the condominiums and the owners will, at last, have the problem settled. She said that if the project is put off, the condo owners stated that they have already lost an average of \$50,000 to \$60,000 each on their units and would like to have this matter settled.

Rep. Nakian said that the Committee voted six in favor with one opposed. She Moved for approval. Seconded.

LEGISLATIVE & RULES COMMITTEE: (continued)

REP. PAVIA Moved the question. Seconded.

PRESIDENT RINALDI called for a vote to Move the question. APPROVED by voice vote with one in opposition.

PRESIDENT RINALDI called for a vote to approved the Hoyt Street Extension contract. APPROVED by voice vote with three no votes, Reps. Perillo, Sabia and Maihock.

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

REP. VITTI reported for Rep. Hogan who is in the hospital.

Rep. Vitti said that the Committee met this evening at 6:30 with the Labor Relations Committee. The Personnel Committee did not have a quorum but the Labor Relations Committee did. Rep. Vitti said that items 1 and 3 were being Held; he asked that the item 2 be brought to the Floor with the Labor Relations Committee giving the report. He yielded to Rep. Boccuzzi.

1. INQUIRY INTO STATEMENTS, COMMENTS AND ALLEGATIONS CONTAINED IN COOPER & LYBRAND REPORT WHICH RELATES TO THE PERSONNEL DIRECTOR, PERSONNEL PRACTICES AND RELATED MATTERS. Requested by John J. Hogan, Jr., D-12, Chairman, Personnel Committee, 2/28/94. Held in Committee 4/4/94.

HELD IN COMMITTEE

2. APPROVAL OF SETTLEMENT BETWEEN THE CITY AND THE DENTAL HYGIENISTS. FIVE YEAR SETTLEMENT. Wage increases for 7/1/92 to 6/30/93, 3.25%; 7/1/93 to 6/30/94, 3.25%; 7/1/94 to 6/30/95, 0%; 7/1/95 to 6/30/96, 4%; 7/1/96 to 6/30/97, 4%. Also, revised medical insurance plan with increased deductibles. Submitted by Mayor Stanley J. Esposito, 4/7/94. Board of Finance recommended approval, 3/15/94.

Above also referred to LABOR RELATIONS COMMITTEE.

REP. BOCCUZZI said that the Labor Relations Committee met this evening with the Personnel Committee. The Labor Relations Committee voted three to one to approve. Moved. Seconded.

Rep. Boccuzzi said that the contract was similar to the ones being approved; a five-year contract with zero in one year in which no payment is made into the pension fund by either the employees or the city with medical changes as in the other contracts. Rep. Boccuzzi said that the contract affects eight employees.

REP. ZELINSKY said that he would be voting in favor of the contract; however, he was concerned with the present administration approving contracts for such a long term, five year. He said that the administration is obligating the city for this contract and others not knowing what the financial situation of the city is going to be. He said that he hoped that future contracts will not be coming up for five years or more because the Boards and the taxpayers will have to deal with the situation.

PERSONNEL COMMITTEE: (continued)

REP. DeLUCA said that the Mayor will continue to go with five year contracts. Rep. DeLuca said that although this contract affects six or eight people, the increase in longevity, after the 20th year of service, goes from \$500 to \$700 a year; that's a 40% increase; car allowance went from \$150 to \$190; 27% increase. He said the increases were astronomical and a 4% increase in the fourth and fifth year is a high percentage. He said that he would vote against the contract and hoped that it is defeated.

REP. LOGLISCI said that he would be voting against the contract because he sees the city coming up with a fiscally questionable policy for the long run allowing the unions not to contribute 5% into the retirement benefits with no loss of benefits and the city was not putting in the 3%. Rep. Loglisci said that he did not believe this was in the best interest of the city.

The record will note that Rep. Stork joined the meeting, 38 members present.

REP. VITTI said that Ray Grebey, Labor Negotiator was present and recommended that the contract be approved because the larger unions received the same type raises and if the contract were to go to arbitration after being agreed to by the city and dental hygienists, that would be a farce as there is no issue on any side. He said that the contract should be approved and perhaps, next time, negotiate a better one.

REP. BOCCUZZI said that in reference to the car allowance, no one in that group uses a car each day; the car allowance is for a person who uses their car five days a week. He said that the zero percent reflects no increase in a salary and what the city does not contribute almost pays for the following year's increase. Rep. Boccuzzi said that presently the pension funds are fiscally sound.

PRESIDENT RINALDI called for a vote to approve the contract between the city and the dental hygienists. APPROVED by voice vote with five no votes, Reps. DeLuca, Corelli, Pia, Loglisci and Maihock.

3. DISCUSSION REGARDING THE FEASIBILITY OF AN ORDINANCE REQUIRING THAT ALL MUNICIPAL EMPLOYEES OF THE CITY OF STAMFORD BE REQUIRED TO LIVE WITHIN THE LEGAL BOUNDARIES OF THE CITY. Requested by Reps. David Wilk, R-11, Robert DeLuca, R-14 and Lucy Corelli, R-16, 3/24/94.

HELD IN COMMITTEE

REP. VITTI Moved for Suspension of Rules to take up the Teamsters arbitration award. Seconded.

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

4. APPROVAL OF ARBITRATION AWARD BETWEEN THE CITY OF STAMFORD AND I.B.T., LOCAL 145 (TEAMSTERS UNION). Wage increases for 7/1/92 to 6/30/93, 3.25%; 7/1/93 to 6/30/94, 3.25%; 7/1/94 to 6/30/95, 0%; 7/1/95 to 6/30/96, 4%; 7/1/96 to 6/30/97, 4%. Also, revised medical insurance plan with increased deductibles. Submitted by Mayor Stanley J. Esposito, 4/15/94. Advisory opinion has not yet been received from Board of Finance.

PERSONNEL COMMITTEE: (continued)

REP. VITTI said that the Committee met again with the Labor Relations Committee; the Personnel Committee did not have a quorum. Rep. Vitti yielded to Labor Relations Chairman John Boccuzzi to report.

REP. BOCCUZZI said that the Labor Relations Committee met with the Personnel Committee to take up the Teamsters Contract; the vote was three in favor and one opposed. Moved. Seconded.

Rep. Boccuzzi said that the contract was similar to the one previous approved and the other contracts that have been approved. He said that the contract goes from July of 1992 to July of 1997. He said that the first year is for 3.25%; second year 3.25%; third year 0%; fourth year 4% and fifth year 4%. Rep. Boccuzzi said that the total comes to a 14.5% increase for the five years; the union came in with numbers totalling 22%. He said that the medical went 80/20; deductible went from \$100 to \$200 and from \$200 to \$400.

REP. DeLUCA said that he would vote against the contract for the same reasons he has voted against others. He said that it has been said that the contract is similar to others, but looking into the contract, a precedent is being established where five paid holidays are given to seasonal employees and soon all seasonals will want the same. Also, he said that a precedent is being established for a zero percent year.

REP. BOCCUZZI said that Rep. DeLuca's concern did not come up for discussion with Mr. Grebey. Rep. Boccuzzi said that when he referred that the contracts were similar, he was referring to the medical, car allowances and no contributions to the pension fund.

REP. VITTI said that on page 39 of the award, he said that his interpretation of the language rules in favor of the city; no five days are given.

REP. DeLUCA said that the Chairman of the Golf Commission was upset regarding the paid holidays.

REP. LOGLISCI said that he feels the city has not negotiated contracts to benefit Stamford. He said the five year contract with 4% increases in later years seem excessive when the economic health is in question. Rep. Loglisci said that he did not believe it fiscally prudent for the negotiator giving union members a one year reprieve on the obligatory 5% of salary contributions to the pension funds in order for the city to say that a zero percent concession was received from the union. Rep. Loglisci said that if problems arise with investment returns, actuaries may find these funds underfunded forcing the city to increase its contributions.

Rep. Loglisci said that by the 5% of the gross salary not being contributed to the pension fund by employees, the city calls a zero percent year; he said that he calls that a 5% raise for one year. Also, he said that the city initiates offers instead of making counter-proposals to demands, for example, added benefits to medical that will lessen any savings that can be realized by the limited co-pay being initiated and the city added provision for the non-work related disability pension. Rep. Loglisci stated that the five year total raise increase amounts to 15%, with the union seeking 24%. He said that he could not support the contract and he believes that the city negotiation team did not do the best that they could for Stamford.

PERSONNEL COMMITTEE: (continued)

REP. MARTIN said that since the city won a fair number of points in arbitration, he will support the award. He said that he was concerned with the points raised by Rep. Loglisci; playing with the pension fund in order to both give the employees more money and save money in the budget; the five year contract with hard numbers for percentage increases in the out years of the contract. He said that in the five years contracts, there should not be a fixed rate, there should be an adjustment based upon inflation.

REP. BOCCUZZI said that the pension fund is being funded over 100% at the present time. He said that the pension fund will be watched closely and in the zero year, it does not cost the taxpayers anything. Rep. Boccuzzi said that the base pay of an employee stays the same whether a contribution is made or not. He said that in this arbitrated award, he thought that the city did well, the best in many, many years.

PRESIDENT RINALDI proceeded to a vote to approve the Teamsters arbitration award. APPROVED by 28 yes, eight no votes with two abstentions.

PLANNING & ZONING COMMITTEE - Gregory LaDestro, Chairman

1. STATUS OF HOYT STREET EXTENSION CAPITAL PROJECT. Requested by Rep. Nicholas Pavia, R-10, 4/12/94.

A report on this item was given under the Legislative and Rules Committee.

REP. ZELINSKY Moved to take up the items under the "Revaluation Committee" at this point in the meeting. Seconded.

PRESIDENT RINALDI called for a vote to approve Rep. Zelinsky's motion. APPROVED by voice vote.

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

REP. MARTIN reported for Chairman Hogan. He said that the Committee held two meetings with Reps. Hogan, Loglisci, Pia and Martin in attendance along with many other representatives. He said that the first meeting was a public hearing on Thursday, April 21, at 7:00 p.m. and the second meeting was on Wednesday, April 27, at 8:30 p.m.

1. FOR FINAL ADOPTION - PROPOSED ORDINANCE CONCERNING THE IMPLEMENTATION OF REVALUATION. Submitted by Reps. John R. Zelinsky, Jr., D-11, Maria Nakian, D-20 and David Martin, D-19, 11/24/93. Held in Steering 12/13 & 12/15/93. Held in Committee 2/1 and 3/7/94. Approved for publication 4/4/94.

REP. MARTIN said that at the public hearing, with including some of the paper figures, there were approximately 300 people in attendance with a wide variety of speakers including homeowners, condo owner residents, condo investors, real estate management firms, corporate and small business organizations. Rep. Martin said that with using the papers figures, approximately two of three were in favor of immediate revaluation and approximately one in three supported a freeze or a phase-in. He said that most speakers discussed the frequency of revaluation and were in favor of more frequent revaluation to reduce the shock of tax changes.

REVALUATION COMMITTEE: (continued)

REP. MARTIN said that personally, he was struck that many of the speakers were saying that they were hurting from taxes that are too high and were looking desperately for relief of one form or another.

Rep. Martin said that it was requested to get an opinion regarding the legality of the ordinance. Rep. Martin said that in the opinion, it states that phase-ins are part of the state law and approximately 50 city have approved them. Rep. Martin said that the phase-in has been tested in court and has been found to be valid. He said that the law department does not perceive significant legal risks from a phase-in.

Rep. Martin said that also in the opinion it was noted that those properties that had a decrease in assessment will receive the new lower assessment immediately even under a phase-in.

Rep. Martin said that the ordinance does not distinguish property by property class; all properties are phased-in under the same set of rules, condos whose assessments are going up are treated the same as a commercial or residential property that is going up.

Rep. Martin said that the Committee voted four to zero in opposition of a freeze of property taxes. Rep. Martin said that the Committee chairman will prepare a letter to the state legislatures indicating opposition to a freeze proposal. Rep. Martin said that the Committee also requested Commissioner O'Connor to investigate certain anomalies made on the assessment of condominiums during the mid-eighties that may have artificially increased some of their values.

Rep. Martin said that the Committee voted three to one in favor of the proposed ordinance as published. He Moved for approval. Seconded.

Rep. Martin said that the issue was a tough one. He said if the Board was to vote for the good of most people, the vote would be for a freeze or perhaps a five-year phase-in. He said that a number of people already feel that they have had potential tax savings postponed for two years and want their benefits now. Rep. Martin said that the proposal was a middle-course and believed most people and businesses will be given what they need including revaluations be done more frequently than a 12 year cycle.

Rep. Martin said that the proposal implements the new revaluation figures gradually, giving those hardest hit time to adjust to the new tax burden they will face. He said he will support the proposal.

REP. ZELINSKY said during his campaigning for re-election, the main thing he heard from his constituents residing in single family homes, was the fear of getting a 20 to 25% tax increase. He said that many said that if it came to that, many would be forced to sell their homes and move out of Stamford. He said that he requested the matter of the phase-in every two or three years and having the reval conducted every two or three years. Rep. Zelinsky said that he can live with the four year revaluation.

REVALUATION COMMITTEE: (continued)

REP. ZELINSKY said that he has spoken to condo owners and unfortunately, there was some erroneous information that if the phase-in went through, some homeowner properties were to be increased 30%, the condominium taxes would not go down 30% and they would have to make up the difference, this is not the case. He said that if the phase-in goes through, there will be a phasing-in of those properties that have an increase; not those that are being decreased. Rep. Zelinsky said that in several cases, condo assessments that went up will benefit from the phase-in. He said that he thought it to be in the best interest of constituents to vote in favor of the ordinance and urged his colleagues to do the same.

REP. DeLUCA said that what must be considered this evening is the law which is to equalize property values. He said that two years ago, the potential increase would have probably been a 10 or 11% increase for everyone but the Mayor did not opt for a one-year delay; he opted for a two-year delay. Rep. DeLuca said that commercial and condo owners during that time paid a higher tax than what should have been paid, and now, two years later, the same people are supposed to get a decrease and we are saying that they will not get a decrease and they will be phased-in over three years.

Rep. DeLuca said that the revaluation must be implemented this evening because if not, we are delaying the inevitable. He said that if the budget increases, where will the money come? Rep. DeLuca said that there is no other choice but to implement the revaluation which is to equalize property values.

REP. BOCCUZZI said that he agreed with Rep. DeLuca. He said that there already has been a two year phase-in by postponing revaluation. He said that the people benefiting from a phase-in have already benefited for two year by not coming up with the amount of taxes that were to be paid. Rep. Boccuzzi said the bottom line on this issue was to be fair. He said that what phase-in is, is for those that received a big increase and don't want to pay, want those who did not get an increase to subsidize the taxes.

REP. LOGLISCI said that those voting for a phase-in this evening are voting to insure Stamford's future. He said that not all homeowners face tax increases and not all condo and commercial owners realize savings from revaluation. Rep. Loglisci said that under phase-in, those properties that have fallen in value will receive full implementation of those assessments and it is true that the loss of revenue will result in a mill rate adjustment but the cost will be shared by all, including those whose taxes will increase. He said that the phase-in coupled with the savings realized by prudent fiscal policy will help many survive and remain without forcing hardship on anyone who is entitled to a tax savings.

REP. STORK said that he had an open mind concerning phase-in until a week ago. At that time, he decided it was his job to do the greatest good for the most people in his district. He said that his district is made up primarily of single family and two family homes with five or six small apartment buildings and only 118 condo units. Rep. Stork said that the numbers in his district stack up against the condo units, therefore, he will be voting in favor of phase-in so that the vast majority of his constituents can remain his constituents. He said that he understands that the plan will hurt some condo owners and business owners, but supports the phase-in because a built-in correction can be voted in to help prevent these problems in the future which would be to have more frequent revaluation of properties.

REVALUATION COMMITTEE: (continued)

REP. STORK said that in the corporate community's effort lobbying against phase-in, he said that he could not be lobbied on any issue as he always has and will review the facts on any particular matter and will make the best decision on behalf of his constituents. Rep. Stork said that it was rather insulting to have to go to the postoffice to pick up a certified letter only to find that Patrick Lerch, Regional Vice President of Equity Office Properties had sent a letter word for word like the one received from the Stamford Sheraton.

REP. WHITE said that arguments are given that reassessment is to equalize property values and the problem is a 10-year assessment but the problem is that the revaluation was very poorly handled. He said that most of the decisions made were rather arbitrary. He said that in his district, waterfront properties were assessed a 4.5 factor; there was no real logic or reason given. He said that other places in Stamford were not hit with that factor, only in his district. Rep. White there was no equalization of revaluation in property; it was poorly handled and poorly done. Rep. White said that he was for any break for the homeowners in his district and therefore, would be voting for phase-in.

REP. CORELLI said that in her district, there are a lot of senior citizens who are on fixed incomes. She said that if there is a 30% increase, how can they come up with the money to pay? She said that it is difficult for the seniors and young people to come up with a \$1,500 to \$1,600 increase, therefore, she said that she would be voting for phase-in.

REP. CONTI said that there is a call for public hearings and the public comes and two to one opposes an issue, and the Board votes for it. She said that at the public hearing, the majority of speakers were opposed to phase-in. She also said that there are also senior citizens living in condominiums who can use the decrease without the phase-in.

Rep. Conti asked if the phase-in will really help the homeowners who are facing the biggest tax increase, "yes, but only, temporarily." She said that phase-in will allow the city to spend while implementing full taxation on homeowners a little bit at a time and by the time the three years are up, the homeowners will face a 45% increase. Rep. Conti asked if it would not be more sensible to implement the full revaluation, to lower spending and bring the mill rate down to a palatable level? She said that this would cause all property types to be dealt with based on current property value multiplied by a lower mill rate.

Rep. Conti said that first there was a botched evaluation, then a freeze and a second evaluation, and now making yet another mistake. She said that the citizens are sick of quick fixes that only last as long as the next election after which they face a more difficult problem and a higher tax burden. She said that as elected representatives, we must strive to keep municipal costs within our means as a city. Rep. Conti said that phase-in is a mistake that we will feel four years from now and is a temporary solution to a long term problem.

Rep. Conti said that some condo owners and commercial property owners have been overpaying for years and have been waiting for the revaluation so they can get some tax relief that was coming to them. She said that after the city comes up with all kinds of incentives to attract and appease the business community, now comes phase-in and slaps the business community in the face.

REVALUATION COMMITTEE: (continued)

REP. CONTI said that she was concerned with smaller businesses who are struggling and businesses who rent space whose rents will stay high even though their profits have dropped. She said that if we do not keep a healthy business climate, then struggling businesses will be forced to, as many have already, relocate to a more prosperous area. Rep. Conti said that if phase-in is implemented at the cost of losing small businesses from Stamford, what will happen to homeowners taxes, they will definitely increase.

Rep. Conti said that the condo owners are looking for their decreases and are entitled to every penny immediately and not phased-in. She said that the city faces potential law suits from condo owners and commercial property owners that can cost the city thousands more than the implementation of phase-in will help. She urged her fellow members to save the city and implement reval without any phase-in. Rep. Conti said that she received a memo, at her request, from Frank Kirwin stating that more staff will have to be hired to implement phase-in.

REP. DOMONKOS said that she agreed with what Rep. DeLuca said that the two year delay was a mistake, it was an 18% mistake. She said that two years ago, people were not overly concerned that they will have a 12% tax increase, but now the talk is 30% and that is the average. Rep. Domonkos said that some people in her district will be getting more like 60 or 70%. She said that a lot of people thought that it might be a 20 or 24% increase, but now we are talking 30%. Rep. Domonkos said that in calls received, many people did not say, "I think I may have to sell my home," they said, "I am going to have to sell, give me some breathing room as I didn't know I had this increase coming." Rep. Domonkos said that in three years, they will have to pay the full amount. She also wondered if the condo renters will receive a rebate from the owners or a decrease in rent; she doubted that. She said that she will support the phase-in.

REP. McDONALD said that he concurred with comments made by Reps. Boccuzzi and DeLuca. He said that in talking with many of the seniors in his district, he was told that they do not want anything they are not entitled to; in fact, they think that phase-in is a big hoax because they are convinced that one way or another in the end, they are going to have to pay. Rep. McDonald said that his district is evenly split between homeowners and condominium owners; also, in his district, there is a 270 unit co-op which is unique in the city for tax purposes. He said that they are deserving of an 18% tax decrease and if phase-in is approved, no matter what you do, they may get their decrease but when you start with the mill rate, they will get slammed in the end.

Rep. McDonald said that he was angry because if there was political leadership in 1991, there would be no debate this evening. He said that the reval is no more or less flawed than the reval that took place in 1991; any problems that occurred with this reval could have been corrected just as corrections could have been made in 1991. Rep. McDonald said that the Mayor has not offered a bit of information on the reval; not one computer run to show how his proposal of freeze would benefit the city. He said that the Board had to rely on one of its members to compile and analyze data for consideration. He said that there are over a 100 employees in the finance department and they were unable to provide any information to help with making any decisions in this process.

Rep. McDonald said that the Mayor has offered non-solutions on reval. Rep. McDonald said that if we go against phase-in, we will start the healing process that the city needs.

REVALUATION COMMITTEE: (continued)

REP. CURTIS Moved the question. Seconded.

PRESIDENT RINALDI called for a vote to Move the question. APPROVED by voice vote with Reps. Laurie, LaDestro and Pia voting no.

REP. MONTELLO asked for a Point of Information. He wanted to know how many votes are necessary to approve the ordinance?

PRESIDENT RINALDI said that 21 affirmative votes are necessary to pass the ordinance.

A Motion was made for a Roll Call Vote. Seconded.

PRESIDENT RINALDI called for a vote to approve a Roll Call Vote. APPROVED by voice vote.

President Rinaldi stated that if you are in favor of phase-in, you vote yes; if you are opposed, you vote no.

CLERK SUMMERVILLE called the Roll.

PRESIDENT RINALDI announced the vote. The ordinance to implement phase-in was APPROVED by 22 yes, 15 no votes with one abstention.

2. MATTER OF HAVING RE-EVALUATION CONDUCTED EVERY TWO OR THREE YEARS.
Submitted by Reps. John R. Zelinsky, Jr., D-11, Maria Nakian, D-20 and David Martin, D-19, 11/24/93. Held in Steering 12/13 & 12/15/93. Held in Committee 2/1, 3/7 and 4/4/94.

HELD IN COMMITTEE

3. FEASIBILITY OF INCREASING INCOME REQUIREMENTS FOR TAX RELIEF FOR SENIOR HOMEOWNER APPLICANTS. Present limit is \$25,400 for married applicants and \$20,700 for single applicants. Recommending limits changed to \$32,000 for married applicants and \$25,000 for single applicants. Change in line with IRS rules for determining taxable social security income. Submitted by Rep. Robert DeLuca, 4/5/94.

HELD IN COMMITTEE

PUBLIC WORKS & SEWER COMMITTEE - Bobby Owens & Jeffrey Curtis, Co-Chairmen

REP. OWENS said that the Committee met on Thursday, April 28, 1994 at 7:00 p.m. Present were Committee members Curtis, Sabia, Laurie, DeLuca, Martinsen, Johnson and Owens. Others attending were Rep. Patrick White, Louis Casale, Jr., a member of the Republican Town Committee and Cove-East Side Task Force and John Karukas of Cove-East Side Task Force.

1. MATTER OF THE POTENTIAL COSTS TO THE TAXPAYERS RELATED TO THE POSSIBLE CLOSING OF STAMFORD'S INCINERATOR. Submitted by Reps. Carmen Domonkos, D-18 and Maria Nakian, D-20, 12/14/93. Reports made and Held in Committee 1/3, 2/1, 3/7 and 4/4/94.

HELD IN COMMITTEE

PUBLIC WORKS & SEWER COMMITTEE: (continued)

REP. OWENS said that a private meeting was held with the Commissioner and his staff on Tuesday, April 26 at the Government Center. Present were President of the Board of Representatives Mary Lou Rinaldi, Chairwoman of the Fiscal Committee Carmen Domonkos, Chairwoman of the Legislative & Rules Committee Maria Nakian, Co-Chairs of the Public Works and Sewer Committee Jeff Curtis and Bob Owens.

Rep. Owens said that the meeting was held to gain knowledge of the time schedule for the closing of the incinerator and to seek conclusive information to present to this Board on the affects the closing will have on the taxpayers purses. Rep. Owens said that because of a breakdown of negotiation with one of the three finalist of bidders, those attending were again held to a solemn oath of secrecy.

Rep. Owens said that the Commissioner is proposing to have all the solid waste hauled away starting October 1, 1994; negotiations for sewage haulaway are still going in. Rep. Owens said that the closing of the incinerator will mean a new retro-fit of the drying process for the sewage treatment plant. Rep. Owens said that perhaps next month, the report will have more conclusive information.

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

REP. MAIHOCK said that the Committee met on Thursday, April 28, 1994 at 8:00 p.m. Present were Angela Housey, Ellen Mellis, Ralph Loglisci and Audrey Maihock. Rep. Loglisci made a motion to present a Sense-of-the-Board Resolution to the full Board. The motion was approved unanimously.

1. SENSE-OF-THE-BOARD RESOLUTION LABELLING MILK FROM COWS TREATED WITH rBST HORMONES. Submitted by Rep. Audrey Maihock, R-19, 4/13/94.

HELD IN COMMITTEE

REP. MAIHOCK said that in her Caucus this evening, a member presented the most recent developments on rBGH in milk stating that the federal government is now looking into the matter of national labelling. She said that Caucus voted to Hold this item.

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

REP. PIA said that the Committee met on April 6, 1994 at 7:30 p.m. Present were Reps. Pia, DeLuca, Owens, Perillo, Fortunato and Martinsen; Parks and Recreation Director Steve Elkins; Commissioners DeLeo and Ryan; Dean Pomeroy, Manager of the Terry Connors Rink; and many, many citizens of Stamford.

1. REVIEW CURRENT/PAST USE OF ICE TIME AT THE TERRY CONNERS RINK. Submitted by Robert DeLuca and Thomas Pia, Co-Chairmen, Parks & Recreation Committee, 2/7/94. Held in Committee 3/7 and 4/4/94.

REP. PIA said that the Parks and Recreation Director explained the total operations of the Ice Rink management to the total satisfaction of the Committee and to those in attendance. Rep. Pia said that there was no one present from the circulators or signers of the petition in attendance; a letter is on file written by Mr. Romano and Steve Elkins in response to the circulators of the petition.

PARKS & RECREATION COMMITTEE: (continued)

2. REVIEW SCHEDULING OF BALL FIELDS. Requested by Robert DeLuca, Co-Chairman, Parks and Recreation Committee, 3/9/94. Held in Committee 4/4/94.

REP. PIA said that the problem was resolved at the organizational meeting of the Parks & Recreation Supervisors Mr. Ritchie and Mr. Bauer. The members in attendance were told of their schedules at Cubeta Stadium and other ballfields and were totally satisfied. Rep. Pia said the meeting was recessed to clarify allegations made by an individual pertaining to one of the Babe Ruth baseball teams. The meeting was held the following week and it was found that it was a misunderstanding of a pitching rule and the matter was resolved between both parties.

3. APPROVAL OF PROPOSED PARKS & RECREATION FEES FOR 1994/95. Parks & Recreation Commission approved 2/16/94. Submitted by Stephen L. Elkins, Director, Parks and Recreation, 2/23/94. Held in Committee 4/4/94.

REP. PIA said that the fees were approved with one change. He said that the proposed fee were to eliminate the fees for Dorothy Heroy Parks but the Committee decided the fees should be the same as last year leaving the fee in. Moved. Seconded.

REP. ZELINSKY said that last year, there were no fees for tennis at Scalzi Park and automatic on and off lights. He said that this year that has been amended for the 1994/95 season. Rep. Zelinsky asked what the rationale was to change from no fees to fees for this year?

REP. PIA said that Mr. Elkins and the Commission thought that with the brouhaha that occurred last year over the lights, etc., they decided this year to go with fees as the total costs for new nets and resurfacing of the courts will cost too much money, so they thought a \$1.00 per person per hour is not that much.

Rep. Pia said that on the proposed fees, a typo was made, the tennis fees should be \$1.00 per court per person instead of "season"; 5. Tennis at Scalzi Park, no fees automatic on and off lights, should be \$1.00 per hour per court per person; Dorothy Heroy Park, the Commission recommended no picnic fee, the Committee decided to go back to the \$100 fee for a permit, the same as for all other parks.

PRESIDENT RINALDI called for a vote to approve the fees as amended. APPROVED by voice vote with no dissenting votes.

REP. PIA said that the Committee met on April 25, 1994 at 7:30 p.m. Attending were Reps. Perillo, Martinsen, Fortunato, DeLuca, Pia and Owens; also, from Sterling Farms were Nippy Williams, Director, and Commissioners Vacca, Marrucco, Lombardo and Tosches; from E. G. Brennan Course Commissioners Curley, Buzzeo, Pavia, Lindstrom and many, many other representatives of the city.

4. ABUSE OF DOMICILE RULE BY E. G. BRENNAN GOLF COURSE AND STERLING FARMS GOLF AUTHORITY. Submitted by Thomas Pia and Robert DeLuca, Co-Chairmen, Parks and Recreation Committee, 4/13/94.

HELD IN COMMITTEE

REP. PIA said that the Committee voted to approve an ordinance concerning resident golf photo identification cards. Rep. Pia read the proposed ordinance, a copy was sent to all members. He Moved for approval. Seconded.

PARKS & RECREATION COMMITTEE: (continued)

REP. MARTIN asked if Rep. Pia was Moving a proposed ordinance for publication?

REP. PIA stated that was correct.

REP. MARTIN said that technically, the ordinance is not on the Agenda and for the ordinance to be published, a two-thirds vote would be required to take up an item not on the Agenda.

REP. PIA Moved to Suspend the Rules to take up the proposed ordinance.
Seconded.

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

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

REP. ZELINSKY said that the Committee met on Wednesday, April 27, 1994 at 8:00 p.m. Present were Chairman Zelinsky, Reps. Maihock, McLaughlin, Leydon, Sherer and Laurie; also, Asst. Corporation Counsel Richard Robinson, Commissioner of Public Works Michael Pavia and Director of Parks and Recreation Steven Elkins.

1. MATTER OF CITY OF STAMFORD PROVIDING A FENCED IN PUBLIC SPACE TO BE USED BY UNLEASHED DOGS BY THEIR OWNERS. Submitted by Reps. John R. Zelinsky, Jr., D-11 and Maria Nakian, D-20, 3/3/94. Held in Committee 4/4/94.

HELD IN COMMITTEE

REP. ZELINSKY said that Director Elkins stated that he has been meeting with a committee of dog owners that are planning to raise money to provide fencing and other necessities for the area and Director Elkins is looking at various park sites that can possibly be used for the purpose. Rep. Zelinsky said that Commission Pavia will be looking at city property.

URBAN RENEWAL COMMITTEE - Michael Larobina, Chairman - No report.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - Elaine Mitchell, Chairwoman

No report.

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

TRANSPORTATION COMMITTEE - Marggie Laurie, Chairwoman

1. REPORT ON DIAL-A-RIDE SUBSIDIES. Submitted by Marggie Laurie, Chairwoman, Transportation Committee, 4/13/94.

HELD IN COMMITTEE

TRANSPORTATION COMMITTEE: (continued)

REP. LAURIE said that so far \$930 has been raised from service organizations for the fund to supplement Dial-A-Ride. She said that trial tickets are being disturbed and collected; real tickets will be printed later this month and at that time, doctor offices and supermarkets will be approached with requests to purchase tickets for the seniors. Rep. Laurie stated that the anticipated date of implementation of the fare has been moved to July 1, 1994 and the Dial-A-Ride grant has been submitted to SWRPA and approval is expected.

SPECIAL COMMITTEES

HOUSE COMMITTEE - Gerald Rybnick, Chairman - No report.

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

Report was given under Personnel Committee.

ECONOMIC DEVELOPMENT COMMITTEE - Nicholas Pavia, Chairman

REP. PAVIA said that the Committee met Monday, April 25, 1994 at 7:00 p.m. Present were Kip Bergstrom, Economic Development Director; Reps. Nicholas Pavia, David Martin, Andrew McDonald and Kit Martinsen. Rep. Pavia said that a short discussion was held and the Committee will be meeting again.

1. INFORMATIONAL MEETING ON ECONOMIC DEVELOPMENT. Requested by Nicholas Pavia, Chairman, Economic Development Committee, 12/13/93. Held in Committee 1/3 and 2/1/94. Held in Steering 2/16 and 3/16/94.

HELD IN COMMITTEE

REP. ZELINSKY asked if a report could be obtained from Director Bergstrom as to how many businesses he has been instrumental in getting to move to Stamford since he has been director?

REP. PAVIA said that he would request a report.

ETHICS REVIEW COMMITTEE - Gregory LaDestro & Maria Nakian, Co-Chairpersons

REP. LaDESTRO said that no meeting was held.

1. FOR PUBLICATION - PROPOSED ORDINANCE AMENDING ORDINANCE NO. 706 SUPPLEMENTAL CONCERNING THE STAMFORD MUNICIPAL CODE OF ETHICS. Submitted by Rep. Maria Nakian, D-20, 1/24/94. Held in Committee 3/7 and 4/4/94.

HELD IN COMMITTEE

PUBLIC SAFETY COMMITTEE - John J. Boccuzzi & Ralph Loglisci, Co-Chairmen

No report.

AUDIT OVERSIGHT COMMITTEE - Rebert DeLuca & John J. Boccuzzi, Co-Chairmen

No report.

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

The business of the Revaluation Committee was taken up after the Personnel Committee.

CHARTER REVISION COMMITTEE - Donald Sherer & David Martin, Co-Chairmen

REP. MARTIN said that the first meeting will be held on May 9, at 7:00 p.m.

1. ESTABLISHMENT OF CHARTER REVISION COMMISSION. Requested by Reps. Robert DeLuca, R-14, Ralph Loglisci, R-14 and Thomas Pia, R-7, 1/21/94. Held on Pending Agenda 2/16/94.

HELD IN COMMITTEE

RESOLUTIONS

1. SENSE-OF-THE-BOARD RESOLUTION CONGRATULATING THE STAMFORD FIREFIGHTERS LOCAL 786 INTERNATIONAL ASSOCIATION OF FIREFIGHTERS ON THEIR 50TH ANNIVERSARY. Submitted by Rep. John R. Zelinsky, Jr., D-11, 3/14/94. Held in Committee 4/4/94.

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

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

2. SENSE-OF-THE-BOARD RESOLUTION HONORING JAMES DOCKERY FOR HIS VALOR DURING WORLD WAR II AND RECEIVING THE NAVY CROSS. Submitted by Reps. Annie M. Summerville, D-6, Elaine Mitchell, D-2, and John R. Zelinsky, Jr., D-11, 4/6/94.

REP. SUMMERVILLE Moved for approval of the resolution. Seconded.

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

MINUTES

1. FEBRUARY 1, 1994 REGULAR BOARD MEETING - Approved.
2. MARCH 7, 1994 REGULAR BOARD MEETING - Not ready.
3. APRIL 4, 1994 REGULAR BOARD MEETING - Not ready.

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 11:30 p.m.

Anne A. Kachaluba

Anne A. Kachaluba, Administrative Assistant
and Recording Secretary
23rd Board of Representatives

APPROVED:



Mary Lou T. Rinaldi, President
23rd Board of Representatives

MTR:ak

Enclosures