

MINUTES OF REGULAR BOARD MEETING

WEDNESDAY, MARCH 1, 1995

23RD BOARD OF REPRESENTATIVES

STAMFORD, CONNECTICUT

The regular meeting of the 23rd Board of Representatives of the City of Stamford was held on Wednesday, March 1, 1995, in the Legislative Chamber of the Board of Representatives, Government Center, 888 Washington Boulevard, Stamford, Connecticut.

The meeting was called to order at 9:05 p.m. by President Mary Lou Rinaldi after both parties met in Caucus.

INVOCATION was given by Representative Kit Martinsen, R-20.

"Heavenly Father, as Representatives of the people who elected us to serve, we ask you now to give us wisdom, unity and sober judgement regarding our community's property and resources. We thank You for your promise to give abundant wisdom to anyone who asks You and we thank You for your guidance as we come together now on behalf of the citizens of Stamford. We also ask You, Lord, to heal Ron Sabia's wife, Louise, who is in the hospital and we pray that your healing hand will be upon her.

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 35 members present and five (5) absent. Absent were Ronald Sabia (excused), Elizabeth Conti (excused), Joseph Vitti (excused), Gregory LaDestro and David Wilk (excused).

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 LOUIS PAUL ARGENIO SR. requested by the 23rd Board of Representatives. "Mr. Argenio was a former city official. He served as constable. Our deepest sympathy to his wife, Eileen and family. He will be sorely missed."

For the late GENARO M. CAL requested by Representatives Patrick White and John F. Leydon Jr. "Mr. Cal was born in Havana, Cuba. He was the son of the late Ramon and Francisca Pujol Cal-Pita. He graduated from the University of Havana and was a retired engineer, having owned and operated the Calko Die Casting Co. in Stamford. Mr. Cal was a member of the Knights of Columbus, the John Soieski Society and of Right to Life. He was a World War II veteran and was a member of a Cuban detachment serving with the U. S. Army Air Corp. He is survived by his wife, Genevieve Koziol Cal; seven sons, U. S. Army Lt. Col. John Cal, Raymond Cal, Dr. Stanley Cal, Peter Cal, U. S. Army Capt. Paul Cal, Thomas Cal and Robert Cal; two daughter, Genevieve Schimpfle and Marianne Mahoney; a sister, 15 grandchildren and several nieces and nephews. Our sincerest sympathy to Mrs. Cal and family."

MOMENTS OF SILENCE: (continued)

For the late BEATRICE FERRI requested by Representative Mildred Perillo. "Mrs. Ferri was the mother of John and Karen Ferri. My sincerest sympathy to John and Karen."

For the late CHARLES G. TOLLI requested by Representative Thomas Pia. "Mr. Tolli was a retired Stamford teacher. He was born in Plainville, the son of the late Fred and Antoinette Celli Tolli. He retired from the Stamford school system in 1973. Mr. Tolli was a member of many professional organizations and was an avid musician and golfer. He is survived by his wife, Bette Doud Tolli, two daughters, Bette St. John and Joan Signore; two brothers, Donald Tolli and Fred Tolli and four grandchildren. He will be missed and my deepest sympathy to Mrs. Tolli and family."

For the late FILOMENA LOPIANO requested by Representative Thomas Pia. "Mrs. Lopiano was the daughter of the late Peter and Livia Gentile Vitti. She was a self-employed seamstress and a member of Sacred Heart Roman Catholic Church. She is survived by her husband Frank J. Lopiano; a daughter Carol Smith; three sons, Frank J. Lopiano, Jr., Robert P. Lopiano and John A. Lopiano; three sisters, Antoinette Gulla, Lilliam Telesco and Alice Fiordelisi; two brothers, Peter and Mario Vitti, 11 grandchildren and 13 great-grandchildren. My deepest sympathy Mr. Mr. Lopiano and family."

For the late MICHAEL A. GULLA requested by Representative Thomas Pia. "Mr. Gulla was the husband of Ann Vitti Gulla. He is survived by his wife, Ann Vitti Gulla; three sons, Anthony M. Gulla, Michael A. Gulla, Peter M. Gulla; a daughter, Barbara A. Scott; three sisters, Florence Albrizio, Yolanda Mascia, and Jeanette Gesseck and six grandchildren. My condolences and sympathy to Mrs. Gulla and family."

For the late EDMUND J. CALLAHAN requested by Representatives Alice Fortunato and John F. Leydon, Jr. "Mr. Callahan was a former city official. Our sincerest sympathy to the Callahan family."

PURSUANT TO SECTION C2-10-3 OF THE CHARTER - FILLING A VACANCY ON THE BOARD OF REPRESENTATIVES:

PRESIDENT RINALDI said that she was sad to read the letter of resignation she received from Rep. Gregory LaDestro.

"Dear Madam President:

"My wife and I recently purchased a house slightly outside the 17th district boundaries. Now that we have completed our move, I regretfully must resign my seat on the Board of Representatives. I highly recommend Mary Fedeli as my replacement, whose name will be submitted to the Board this evening. I believe you will find Mary to be an enthusiastic, determined and independent thinker. I am confident she will represent Springdale well and make a positive contribution to this Board and to the City of Stamford.

"It has been my pleasure to represent the 17th district and good luck with the city's future challenges.

"Respectfully,

"/s/ Gregory LaDestro"

PURSUANT TO SECTION C2-10-3 OF THE CHARTER - FILLING A VACANCY ON THE BOARD OF REPRESENTATIVES: (continued)

REP. LOGLISCI said that Greg LaDestro capably represented the 17th district for the past three years and he will be missed by the Board. Rep. Loglisci thanked Greg for his service and wished him and his new wife, Rachelle, the very best.

Rep. Loglisci said that he and Greg discussed several candidates and agreed that Mary Fedeli fits all the requirements to become an integral part of the Board. He said that he met Mary about four years ago and has known her parents, Dante and Terry Fedeli for many years and they taught Mary about serving her community.

Rep. Loglisci said that Mary is a lifelong Stamford resident; has been active in the "Young Republicans" and serves as the treasurer of the group. Mary is Director of Sales Management for an investment firm specializing in pension investments and 401K plans and her skills will be useful.

Rep. Loglisci said it was his pleasure and honor to request the Board's approval of Mary Fedeli as Republican representative for the 17th District.

REP. STORK said that it was an honor and pleasure to Second the nomination of Mary Fedeli for the 17th District Republican vacancy. He said that the Republicans have benefited from several years of Mary's participation in political events and she has met every challenge presented to her, fully and completely. He said that members will enjoy her services on whatever Committees she is assigned to and she will work hard.

REP. BOCCUZZI said that he would like to Second the nomination of Mary Fedeli. He said that he has known Mary and her family for a very long time. He said it was a pleasure to Second her nomination and she will be a good member of the Board.

REP. STORK Moved that nominations be closed. Seconded.

PRESIDENT RINALDI called for a vote. APPROVED by voice vote with no dissenting votes. Ms. Fedeli was confirmed.

PRESIDENT RINALDI administered the Oath of Office to Ms. Fedeli. Ms. Fedeli took her seat on the Board.

REP. STORK Moved to Suspend the Rules to consider an item out of order. Seconded.

SENSE-OF-THE-BOARD RESOLUTION HONORING JOHN ROMAN III FOR HIS MANY YEARS OF DEDICATED SERVICE TO THE STAMFORD COMMUNITY. Submitted by the 23rd Board of Representatives, 2/15/95.

REP. MARTIN Moved to approve the resolution honoring John Roman III. Seconded.

PRESIDENT RINALDI read the resolution. She congratulated Mr. Roman and presented him with the resolution. A copy is attached to these Minutes.

MR. ROMAN came to the lectern. He thanked the members and said that he deeply appreciated the honor. He said that he did not think that he did anything that special and tried to do his best and would not stop doing that. He said that he was not sure where he will be but will be here and will be seeing the members in the years to come. He again thanked the Board and expressed his appreciation.

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.

The Steering Committee met on Wednesday, February 25, 1995 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 7:35 p.m. A quorum was present.

Present at the meeting:

Mary Lou Rinaldi, Chairwoman	John J. Hogan, Jr.	Bobby Owens
Jeffrey T. Curtis, Sr.	David Martin	Thomas Pia
Marggie Laurie	Audrey Maihock	Ralph Loglisci (excused)
Annie M. Summerville	John J. Boccuzzi	Rick Redniss
John R. Zelinsky, Jr.	Ronald Sabia	Seth Amgott, Advocate
Carmen Domonkos	Maria Nakian	Diane Phanos, SEA
Elaine Mitchell	Robert DeLuca	Anne Kachaluba

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

FISCAL COMMITTEE - Ordered on the Agenda were the 14 items appearing on the Tentative Steering Agenda and the two appearing on the Addenda.

LEGISLATIVE & RULES COMMITTEE - Ordered on the Agenda were six of the nine items appearing on the Tentative Steering Agenda; three items were Held. Also ordered on the Agenda was one item from the Addenda and one brought up under Suspension of Rules.

PERSONNEL COMMITTEE - Ordered on the Agenda were four of the five items appearing on the Tentative Steering Agenda; one item was Held. Also ordered on the Agenda was one item appearing on the Addenda.

PLANNING & ZONING COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda.

PUBLIC WORKS & SEWER COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda and one of the two items appearing on the Addenda; one item was Held.

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

STEERING COMMITTEE REPORT: (continued)

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

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

URBAN RENEWAL COMMITTEE - Ordered on the Agenda were the three items appearing on the Tentative Steering Agenda and one item from the Addenda.

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

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.

PUBLIC SAFETY COMMITTEE - No items appeared on the Tentative Steering Agenda. Ordered on the Agenda was one item from the Pending Agenda re curfew for city youths.

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

CHARTER REVISION COMMITTEE - No items appeared on the Tentative Steering Agenda. Suspension of Rules approved to place an item on the Agenda.

RESOLUTIONS - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda and one brought up under Suspension of Rules.

ADJOURNMENT - There being no further business to come before the Steering Committee, upon a motion made, Seconded and Approved, the meeting was adjourned at 9:22 p.m.

Mary Lou T. Rinaldi, Chairwoman
Steering Committee

REP. NAKIAN Moved to Suspend the Rules to take out-of-order the items on the Urban Renewal Committee's Agenda. Seconded.

PRESIDENT RINALDI called for a vote to take up the items under Urban Renewal. APPROVED by voice vote with no dissenting votes.

The record will note that Rep. McDonald left the Floor and did not participate or vote on any items under the Urban Renewal Committee.

URBAN RENEWAL COMMITTEE - Maria Nakian, Chairwoman

REP. NAKIAN said that the Committee met jointly with the Urban Redevelopment Commission on Thursday, February 23, 1995 at 6:00 p.m. for the purpose of discussing item 4 on the Agenda. Committee members present were Nakian, Martin, Boccuzzi, Summerville, Sabia and Pia; also present were Reps. DeLuca and Laurie.

Rep. Nakian said that at 7:00 p.m., a public hearing was held on items 1, 2 and 3. In addition to the above representatives, also present were Reps. Mellis, Rinaldi, Sherer and Loglisci; and long list of members of the Urban Redevelopment Commission, Swiss Bank, various consultants to Swiss Bank, city officials and others connected with the Gateway District Plan. Rep. Nakian sent out to everyone a complete Committee report which is attached to these Minutes.

Rep. Nakian said that Mayor Stanley Esposito spoke in favor of the Plan; also Sandy Goldstein from the Downtown Special Services District, Joe Ercolano from SACIA and Mark Beaudry from the Chamber of Commerce. She said that two speakers, Richard Cunningham and Atty. Backer spoke against the plan.

Rep. Nakian said that she will be discussing the three items as one group as they are all interrelated.

Rep. Nakian said that the Gateway District Plan is a project area approximately 12 acres bordered by Federal, Atlantic and North State Street and Washington Boulevard; it comprises three city blocks and contains a total of 32 parcels of land and the beds of two city streets. She said that previously it has been determined by the URC that the Gateway District qualifies as an urban redevelopment and urban renewal area under Chapter 130 of the General Statutes. Rep. Nakian said that it has been declared and ratified by the Board the fact that it is a municipal redevelopment and a business development project under Chapters 132 and 5881 respectively of the Connecticut Statutes.

Rep. Nakian said that by designating this area as a project area, the city will be able to undertake the actions which will revitalize this section of the central business district and provide a well defined pedestrian walkway linking the Transportation Center with downtown Stamford. She said that the plan will encourage significant new commercial development and expand economic opportunities for the city resulting in job growth and tax revenue generation.

Rep. Nakian stated that the Planning Board determined that the Gateway District Plan conforms to the city Master Plan and asked that a copy of their report be made a part of this record approving these three items. The report is attached to these Minutes. She said that the Southwestern Regional Planning Agency certified that the Plan reaches the regional planning objectives and meets state objectives.

Rep. Nakian said that Swiss Bank and its architects have made numerous changes to the site and building plans to accommodate the concept of a Gateway District. She said that the buildings will all be done on ground level and have visible interiors on the lower levels and are designed to provide maximum pedestrian linkage; made pedestrian friendly through landscaping, ground floor retail uses and public art. Rep. Nakian said that the objective is to provide a pedestrian access from the Transportation Center through and around the Swiss Bank site to downtown Stamford. She said that the buildings have been designed to relate both to the neighborhood scale and to the city-wide scale, cementing both Swiss Bank's presence in the area and as a focal point in the city.

URBAN RENEWAL COMMITTEE: (continued)

REP. NAKIAN said that the URC will continue to work closely with the architects and they have approval power over all designed plans.

Rep. Nakian said that as a result of the Gateway Plan, the state is accelerating the time table for improvements to the Transportation Center and specifically, the center platform project; the state is providing funds to extend the concourse area to South State Street and Swiss Bank is providing outright, \$450,000 to match the state funds for this project. She said that this will benefit not only those people who commute out of Stamford but will also provide enhanced rail service to commuter who come into Stamford and will also provide incentives for more businesses to move into the area.

Rep. Nakian said that Swiss Bank emphasized that it is the first member of the financial world to relocate outside of New York and it is anticipated that the move will bring future benefits to Stamford in the form of other relocations in the financial and support services.

Rep. Nakian said that phase 1 of the project is anticipated to generate approximately 300 construction jobs during the construction phase and at least 2000 new permanent jobs, providing job opportunities for Stamford residents and over \$15 million projected in new real estate taxes over a 10-year period.

Rep. Nakian said that with the approval of the District Plan this evening, the city is granting to the URC the power to acquire all the subject property, both by purchase and if necessary, by eminent domain and to convey the property to Swiss Bank. She said that the city property will be sold directly to Swiss Bank for \$1.00; payment of property tax begins with excavation or site improvements for construction purposes. She said that phase 1 of the construction will begin June 30, 1995 and be completed on or before December 31, 1998. Rep. Nakian said that there is a schedule of damages that will be paid to the city should the phases of construction not begin or be completed on schedule.

Rep. Nakian stated that according to Section 9-4 to 9-6 of the Code of Ordinances, both the Land Disposition Agreement and the sale of the Municipal Office Building and Rice School have been approved by the Planning Board and the Board of Finance and are now before the Board of Representatives.

Rep. Nakian said that the Committee approved the Gateway District Plan and the Land Disposition Agreement by a vote of 5 in favor, 1 opposed with no abstentions. She said that item 3, the ordinance approving the sale of city owned property was approved by the Committee by a vote of 6 in favor, none opposed and no abstentions. Rep. Nakian Moved for approval of items 1, 2 and 3. Seconded.

PRESIDENT RINALDI said that separate votes will be taken.

1. RESOLUTION APPROVING THE URBAN REDEVELOPMENT COMMISSION'S GATEWAY DISTRICT PLAN. Submitted by Mayor Stanley J. Esposito, 1/11/95. Planning Board approved 1/3/95. Urban Redevelopment Commission approved 1/9/95. Held in Committee 2/6/95.

PRESIDENT RINALDI proceeded to a vote to approve item 1. APPROVED by 34 yes votes and 1 no vote.

URBAN RENEWAL COMMITTEE: (continued)

2. FOR FINAL ADOPTION - PROPOSED RESOLUTION APPROVING LAND AGREEMENT BY AND AMONG THE CITY OF STAMFORD, CONNECTICUT, URBAN REDEVELOPMENT COMMISSION AND SWISS BANK CORPORATION, NEW YORK BRANCH. Submitted by Mayor Stanley J. Esposito, 1/11/95. Urban Redevelopment Commission approved 1/9/95. Planning Board approved 1/3/95. Board of Finance approved 1/12/95 and change made 2/16/95. Approved for publication 2/6/95.

REP. NAKIAN said that the Committee voted 5-1-0 to approve. Moved. Seconded.

PRESIDENT RINALDI proceeded to a vote to approve item 2. APPROVED by 34 yes votes and 1 no vote.

3. FOR FINAL ADOPTION - PROPOSED ORDINANCE APPROVING THE SALE OF CITY-OWNED PROPERTY, MUNICIPAL OFFICE BUILDING AND RICE SCHOOL PROPERTY TO SWISS BANK CORPORATION OF NEW YORK. Submitted by Mayor Stanley J. Esposito, 1/12/95. Planning Board approved 1/3/95. Board of Finance approved 1/12/95. Approved for publication 2/6/95.

REP. NAKIAN said that the Committee voted 6-0-0 to approve. Moved. Seconded.

PRESIDENT RINALDI proceeded to a vote to approve item 3. APPROVED by 34 yes votes and 1 no vote.

REP. NAKIAN said that she commended the Urban Redevelopment Commission for the tremendous amount of work they put into the project and all the city boards for their display of cooperation in working together on the project.

Rep. Nakian welcomed Peter McCormick and Swiss Bank Corporation to Stamford. She said that they will be wonderful neighbors and she is sure that many people are looking forward to having them in Stamford.

4. MATTER OF URBAN REDEVELOPMENT COMMISSION CHANGING CAP ON ART CONTRIBUTION BY SWISS BANK TO THE CITY. Submitted by Rep. Robert DeLuca, R-14 and Thomas Pia, R-7, 2/14/95.

REP. NAKIAN said that comments regarding this item are in the detailed report she sent to all members. The report is attached to these Minutes. She also sent out to all members a resolution passed by the Urban Redevelopment Commission which is also attached to these Minutes. Rep. Nakian said that the resolution applies to all Urban Redevelopment projects from Swiss Bank onward; it is not specific to Swiss Bank. Rep. Nakian stated that at the suggestion of Rep. Annie Summerville, the Urban Redevelopment Commission agreed to add a fifth member to their Art Committee; somebody who would represent the downtown constituency; the position has not been filled at this time, it is being held open for a person from downtown.

Rep. Nakian thanked the URC for being available to discuss the item.

As noted in the Committee report, to avoid any appearance of a conflict of interest concerning public art, Rep. Nakian did not take part in the discussion, and this portion of the meeting was Chaired by Rep. David Martin.

URBAN RENEWAL COMMITTEE: (continued)

PRESIDENT RINALDI on behalf of the Board, welcomed Swiss Bank. She thanked the Urban Renewal Committee for their hard work and Maria on assuming the Chairmanship of the Committee on short notice, and the Board members for all their hard work.

REP. DeLUCA wanted the record to note that URC did agree to having a member of the downtown community on the Art Review Program.

REP. PIA said that he was the only member that voted against the items dealing with Swiss Bank. He said that he was not against the Swiss Bank coming to Stamford as their coming will be an asset. He said that there were things about the contract that he just couldn't buy. He said that he went through a URC contract years ago and still feels the contract was not up front.

Rep. Pia said that on items 4, he was against it for personal reasons. He wished Swiss Bank a lot of luck but just couldn't make himself vote for it.

APPOINTMENTS COMMITTEE - Annie M. Summerville, Chairwoman

REP. SUMMERVILLE said that the Committee met on Tuesday, February 23, 1995 at 6:30 p.m. Present were Committee members Summerville, Boccuzzi, Mellis, Fortunato, Stork, Pia; also, Reps. Maihock and Loglisci. Absent were Committee members Herman Alswanger, David Wilk and excused was Gloria DePina. Rep. Summerville said that the Committee also met this evening to take up item 3. Members present were Reps. Boccuzzi, Mellis, Fortunato, Pia, Stork, Summerville; also, Rep. Corelli; absent were Reps. DePina, Alswanger and Wilk who asked to be excused.

Rep. Summerville placed items 1, 2, 3, 4, 6 and 8 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.

REP. SUMMERVILLE said that items 5 and 7 were Held due to vacations.

SOUTHWESTERN REGIONAL PLANNING AGENCY

TERM EXPIRES

1. <u>MR. ARNOLD NIEDLE</u> (D)	Reappointment.	03/15/96
105 Redmont Road		

APPROVED ON CONSENT AGENDA

GREATER FAIRFIELD TOURISM DISTRICT

2. <u>MR. PAUL TORMEY</u> (R)	Replacing Irwin Silver	N/A
Stamford Sheraton Hotel	(deceased).	
1 First Stamford Place		

APPROVED ON CONSENT AGENDA

APPOINTMENTS COMMITTEE: (continued)

PERSONNEL COMMISSION

- | | | |
|----------------------------------|-------------------------|----------|
| 3. <u>MR. GEORGE JOHNSON</u> (R) | Replacing Joseph Vitti. | 12/01/99 |
| 122 West Trail | | |

APPROVED ON CONSENT AGENDA

ZONING BOARD - ALTERNATE

- | | | |
|---------------------------------|---------------------------|----------|
| 4. <u>MR. RONALD MILLER</u> (D) | Replacing Sally Silveria. | 12/01/96 |
| 175 Ridgecrest Road | | |

APPROVED ON CONSENT AGENDA

STERLING FARMS GOLF AUTHORITY

- | | | |
|-----------------------------------|----------------|----------|
| 5. <u>MR. JOSEPH MARRUCCO</u> (R) | Reappointment. | 01/01/98 |
| 33 Wyndover Lane | | |

HELD IN COMMITTEE

STERING FARMS GOLF AUTHORITY

- | | | |
|------------------------------------|----------------|----------|
| 6. <u>MR. RICHARD A. VACCA</u> (R) | Reappointment. | 01/01/98 |
| 53 Clifford Avenue | | |

APPROVED ON CONSENT AGENDA

E. GAYNOR BRENNAN GOLF COMMISSION

- | | | |
|------------------------------|----------------|----------|
| 7. <u>MR. JACK PAVIA</u> (R) | Reappointment. | 12/01/97 |
| 19 DePinedo Avenue | | |

HELD IN COMMITTEE

ENVIRONMENTAL PROTECTION BOARD

TERM EXPIRES

- | | | |
|--------------------------------|----------------|----------|
| 8. <u>MR. LOUIS LEVINE</u> (R) | Reappointment. | 12/01/97 |
| 2677 High Ridge Road | | |

APPROVED ON CONSENT AGENDA

FISCAL COMMITTEE - Carmen Domonkos, Chairwoman

REP. DOMONKOS said that the Committee met on Wednesday, February 22, 1995 at 7:00 p.m. Members present were DePina, Domonkos, Hogan, Loglisci, Mitchell, Nakian, Pavia and Sherer. Also, the Committee met this evening with members Domonkos, Loglisci, Mitchell, Nakian, Rybnick and Sherer present.

FISCAL COMMITTEE: (continued)

REP. DOMONKOS said that also present at the February 22 meeting were Reps. Zelinsky, Maihock, Laurie, Doyle, Leydon, Pia, Corelli, Curtis, Owens; Jeannette Phillips, Steve Elkins, Patrick O'Connor, Tim Beeble, Walter Young and Lou David. Present at this evening's meeting was Rick Robinson and Daniel McCabe.

Rep. Domonkos placed items 1 (\$300,000), item 2 (\$60,000), 5, 6, (\$700,000), 7A, 7B, 8 (\$21,000), 10, 11, 12, 15 and 16 on the Consent Agenda. All Secondary Committees concurred or waived the reading of the report. Rep. Domonkos said that all the appropriations pertaining to the incinerator and approved by the Board of Finance have been approved by her Committee so that the incinerator can be closed.

Rep. Domonkos Moved to approve the Consent Agenda. Seconded.

PRESIDENT RINALDI called for a vote to approve the Consent Agenda. APPROVED by voice vote with Rep. Fortunato abstaining on items 1 and 2.

- \$ 300,000.00 - APPROVED, BALANCE HELD IN COMMITTEE
1. \$1,433,003.00 - DEPARTMENT OF PUBLIC WORKS - CODE 352.5522 HAULAWAY GARBAGE BYPASS - additional appropriation to fund haulaway material upon closure of 1973 incinerator. Assuming 12/31/94 closure. Of this amount, \$1,414,588 will be derived from project additional revenues. Request by Mayor Stanley J. Esposito, 11/23/94. Board of Finance approved \$250,000 balance deferred 1/12/95. Board of Representatives approved \$250,000, balance Held in Committee, 2/6/95. Board of Finance approved \$300,000, balance deferred 2/16/95.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

\$300,000 APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION, REP. FORTUNATO.

- \$ 60,000.00 - APPROVED, BALANCE HELD IN COMMITTEE
2. \$ 588,353.00 - DEPARTMENT OF PUBLIC WORKS - CODE 351.5524 HAULAWAY - SLUDGE - additional appropriation to provide funding for haulaway of material upon closure of the 1973 incinerator. Revenues from Town of Darien will offset \$59,918 of costs. Request by Mayor Stanley J. Esposito, 11/23/94. Board of Finance approved \$60,000 balance deferred, 2/16/95.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

\$60,000 APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION, REP. FORTUNATO.

3. \$ 150,000.00 - TURN OF RIVER FIRE DEPARTMENT - CODE 470.4360 1994/1995 OPERATING BUDGET - additional appropriation for funds to meet operating expenses for 1994/95 fiscal year. Request by Mayor Stanley J. Esposito, 11/23/94. Board of Finance deferred 2/16/95.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

HELD IN COMMITTEE

FISCAL COMMITTEE: (continued)

4. \$ 9,100.00 - PERSONNEL DEPARTMENT - CODE 270.5320 CIVIL SERVICE EXAMINATIONS - additional funding to pay for medical exams and drug screenings for 20 firefighter candidates. Request by Mayor Stanley J. Esposito, 1/31/95. Board of Finance deferred 2/16/95.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

HELD IN COMMITTEE

5. \$ 7,080.00 - HEALTH DEPARTMENT - CODE VARIOUS - additional appropriation for full time data entry person. No city funds will be required, increase to existing grant. Request by Mayor Stanley J. Esposito, 1/31/95. Board of Finance approved 2/16/95.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

- \$ 700,000.00 - APPROVED, BALANCE HELD IN COMMITTEE
6. \$ 3,050,000.00 - BOARD OF EDUCATION - AMENDMENT TO CAPITAL PROJECTS FOR FISCAL YEAR 1994/1995 FOR PROJECT CODE 810.322 SPRINKLER AND CODE ABATEMENT - additional appropriation to bring various schools into code compliance and ADA building code work. Request by Mayor Stanley J. Esposito, 11/22/94. Planning Board approved \$2,415,000 to implement phase 1, 12/6/94. Board of Finance approved \$700,000, balance deferred, 2/16/96. Note: Exhibit A re funding was not taken up by the Board of Finance, will be taken up at next meeting.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

\$700,000 APPROVED ON CONSENT AGENDA

- 7A. \$ 3,906,887.00 - POLICE DEPARTMENT - 994-9202 RETRO PAY - additional appropriation for fiscal years 1991/92, 1993/94. Request by Mayor Stanley J. Esposito, 1/31/95. Board of Finance approved 2/16/95.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

FISCAL COMMITTEE: (continued)

7B. \$2,247,657.00 - POLICE DEPARTMENT - INTERDEPARTMENTAL TRANSFER FROM
997-9982 CITY CONTRACT ESTIMATE TO VARIOUS CODES FOR FISCAL
YEAR 1994/95:

410-1110 salaries	1,755,673
410-1127 differential	130,963
410-1201 overtime	181,651
410-1202 holidays	52,858
410-1205 OT mandated training	28,928
410-1210 day off slips	15,837
410-1211 court time	17,584
410-1212 stand by time	2,304
433-1110 salaries	45,865
433-1127 differential	9,577
433-1201 overtime	0
433-1202 holidays	4,833
433-1205 OT mandated training	183
433-1212 stand by time	<u>1,402</u>
	2,247,658

Request by Mayor Stanley J. Esposito, 1/31/95. Board of
Finance approved 2/16/95.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

7C. \$ 140,352.00 - POLICE DEPARTMENT - CODE 410-1110 SALARIES - additional
appropriation to fund 24 vacancies. Request by Mayor
Stanley J. Esposito, 1/31/95. Board of Finance deferred
2/16/95.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

HELD IN COMMITTEE

\$ 21,000.00 - APPROVED, BALANCE HELD IN COMMITTEE
8. \$ 31,038.00 - POLICE DEPARTMENT - CODE 410.2550 NEW VEHICLES - additional
appropriation for two patrol vehicles at \$15,519 each.
Request by Mayor Stanley J. Esposito, 1/31/95. Board of
Finance approved 2/16/95.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

\$21,000 APPROVED ON CONSENT AGENDA

9. \$ 170,000.00 - LAW DEPARTMENT - CODE 230.5150 PROFESSIONAL CONSULTANTS -
additional appropriation to pay for appraisal services
needed in connection with tax appeals filed against the
1993 revaluation. Request by Mayor Stanley J. Esposito,
2/10/95. Board of Finance deferred 2/16/95.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

REP. DOMONKOS said the Committee voted to place item 9 on the Consent Agenda.

FISCAL COMMITTEE: (continued)

REP. DOMONKOS said that there are two properties of major size, the Town Center and Trizac (Sheraton complex) that are contesting their property values. She said that the city must hire appraisers to appraise these two properties for presentation in court. She said that the Buckley appraisal firm has been hired and work has started, but there is not enough money to complete the payment; if the money is not paid, the firm will have to be pulled off the job and if this happens, the firm may be on another job thus delaying our appraisals. Rep. Domonkos said that the city may lose up to \$7 million a year if the suit is settled in favor of the owners so it is important that the city has accurate appraisals.

Rep. Domonkos said that the Board of Finance deferred this item and the Law Department does not want the Board of Representatives to delay the item as the they are out of money to pay the firm.

REP. DeLUCA said that he can't buy that the Law Department is out of funds to cover the item and does not like to vote pending the approval of the Board of Finance. He urged the Board to reject the item until the Board of Finance considers the item. He said that Dan McCabe authorized the payment of \$186,000 for the pay plan for 20 top non-union administrators without the plan ever being approved by anybody; Mr. McCabe stated that the administrators were entitled to be paid. Rep. DeLuca said that the money came out of a legal claims fund which has \$4 million in it. Rep. DeLuca said that it was more important to use the money from the fund to continue with the current appraisers. He said that the vote should be delayed until we know what the Board of Finance does, and if Mr. McCabe really needs the money, the same can be done as he did in paying the administrators which was in violation of the Charter.

REP. DOMONKOS Moved to approve item 9. Seconded.

PRESIDENT RINALDI called for a vote to approve item 9. APPROVED by voice vote with three no votes, Reps. DeLuca, Pia and Maihock and two abstentions, Reps. Leydon and Perillo.

10. \$ 25,110.00 - PARKS & RECREATION DEPARTMENT - CODE 640.5501 CONTRACTED SERVICES - additional appropriation to have gyms open for youth recreation sports. Request by Mayor Stanley J. Esposito, 1/31/95. Board of Finance approved 2/16/95.

Above also referred to PARKS AND RECREATION COMMITTEE.

APPROVED ON CONSENT AGENDA

11. \$ 14,509.00 - PARKS & RECREATION DEPARTMENT - CODE 666.1130 PART-TIME - additional appropriation to cover additional grant funds. Request by Mayor Stanley J. Esposito, 1/31/95. Board of Finance approved 2/16/95.

Above also referred to PARKS AND RECREATION COMMITTEE.

APPROVED ON CONSENT AGENDA

FISCAL COMMITTEE: (continued)

12. APPROVAL OF REQUEST TO APPROPRIATE GRANT FUNDS AWARDED FOR A LEAD BASED PAINT HAZARD REDUCTION PROGRAM. BOARD OF FINANCE REQUESTED TO APPROPRIATE THE ENTIRE GRANT AWARD OF \$2,171,363 AS ONE LUMP SUM INTO THE COMMUNITY DEVELOPMENT ACCOUNT CODE 029. This will allow the Mayor to sign agreements and be returned to HUD. Request by Mayor Stanley J. Esposito, 1/31/95. Board of Finance approved 2/16/95.

APPROVED ON CONSENT AGENDA

13. SENSE-OF-THE-BOARD RESOLUTION REGARDING FUNDING FOR THE HILLANDALE AVENUE SENIOR CENTER. Submitted by Reps. Mary Lou Rinaldi, D-5 and Carmen Domonkos, D-18, 2/10/95. Resolution requested by Mayor Stanley J. Esposito, 1/27/95.

REP. DOMONKOS said that the Mayor sent a memo asking the Board to pass a resolution giving him a signal that he should include a small amount in the 1995/96 operating budget for the operation of the senior center. Rep. Domonkos said that the seniors have worked very, very hard to put together the revenue needed to operate the center and the amount left for the city to make up the gap is \$14,000.

Rep. Domonkos stated a resolution was presented and a small revision was added to the last paragraph indicating to the Mayor, the amount being authorized to be placed in his 1995/96 budget. Rep. Domonkos said that all members were sent a copy of the budget proposal for fiscal year 95/96 Stamford Senior Center.

REP. DeLUCA asked if the \$50,000 grant was for operating funds; he said that he thought it was for an outreach program to hire staff to get people to come to the center.

REP. DOMONKOS said that the grant is to pay for partial staff and part expenses; for a worker whose duty would be to assure that low income seniors are aware of the center and participate in the programs.

REP. DeLUCA asked about the capital funds and the Board of Education budget which has not been finalized yet.

REP. DOMONKOS said that the funds were in the capital budget approximately five years ago that the city would fund a \$1 million in the capital budget. She said that the city is receiving \$250,000 in bond funds from the state to supplement the capital for renovations.

Rep. Domonkos said that there were meetings with the Board of Education several time as she was on that liaison committee that met with the seniors and the Board of Education. She said that in next year's capital budget, there is money to renovate Hart School which is where the adult education program is now located, and when that renovation is done, they will have to move out and there is no place for the program to go. She said that the Board of Ed has looked around for other possible sites and \$118,000 will not take them anywhere; this is a good buy for the Board of Ed and if the Board of Ed has to find space elsewhere, the citizens will have to pay that additional cost. Rep. Domonkos said that the match was compatible and the facility's committee of the Board of Ed feels they have no other choice.

FISCAL COMMITTEE: (continued)

REP. DeLUCA asked about the sudden turnaround by the Mayor and asked if the Mayor shared any information with the President or Rep. Domonkos?

REP. DOMONKOS said that she did not talk with the Mayor.

PRESIDENT RINALDI said that Rep. Domonkos was instrumental in going to Hartford and securing the \$50,000 grant that the city would not have otherwise received and that reduced the amount that the city would have to put in to open the center. She said that she believed that to be the pivotal for the Mayor's decision to go forth.

REP. DOMONKOS said that it is never known from year to year of what grants will be coming and grants are approved over and over for other programs.

REP. DeLUCA said that he will be voting no on the issue.

PRESIDENT RINALDI said that there was a shelf-life on the \$250,000 grant for the retrofit and that probably led to some decisions made.

REP. DeLUCA stated that a few years back when the item was discussed in the Public Works and Sewer Committee, it was told that the operating cost would be \$260,000 to \$300,000. He said that he could not see starting a new program when there is a guarantee for this year of a 7.7% increase; new programs should not be started.

REP. DOMONKOS said that with the start of the center, a large amount of money was asked and the seniors were told that was not satisfactory; since then, they have worked hard to get the amount down to \$14,000. Rep. Domonkos said that the amount of \$14,000 is for a year to give the seniors an opportunity for a senior center. She said that the seniors will operate the center but other programs will also be located there.

REP. LOGLISCI said that he voted in favor of the resolution after the \$14,000 was written in. He said that his concern was that the seniors have worked hard and he would not like to see the program start and then stop; it would be sad to take the center away once started. Rep. Loglisci said that the resolution shows the Mayor that the Board is in favor of a center but the Mayor will have to be very certain that once the center is started and should the income be considerably less, plus possibly the loss of the \$50,000 next year, the city has the money to continue the program.

REP. PIA said that perhaps this should wait until after the budgetary process to see how much money is had; if the Board of Education has or has no money or if the state will be giving any money. He said that by the first of May, it should be known how the city stands financially and a decision can be made that would be beneficial to all concerned. Rep. Pia said that he would like to Hold the resolution.

PRESIDENT RINALDI said the item was a resolution and no monetary approval was being asked.

REP. MAIHOCK said that she concurred to Reps. Pia and Loglisci's concerns. She said that it would be a shame to have the center open and then close because it could not be funded.

FISCAL COMMITTEE: (continued)

REP. DOMONKOS said that in talking with the Mayor, if the resolution is not approved, the funding will not be put into the budget and there will be nothing to be considered.

REP. BOCCUZZI Moved the question. Seconded.

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

PRESIDENT RINALDI called for a vote on the resolution, as amended, regarding funding for the Hillandale Avenue Senior Center. APPROVED by voice vote with three no votes, Reps. DeLuca, Pia and Maihock.

14. MATTER OF THE COST AND PROVISION OF MEDICAL INSURANCE FOR THE BIG FIVE VOLUNTEER FIRE DEPARTMENTS. Requested by Carmen Domonkos, Chairwoman, Fiscal Committee, 12/7/94. Held in Committee 1/5 and 2/6/95.

HELD IN COMMITTEE

15. PROPOSED RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF \$50,000,000 CITY OF STAMFORD, CONNECTICUT GENERAL OBLIGATION BONDS - ISSUE OF 1995. Submitted by Stanley J. Esposito, Mayor, 2/14/95. Board of Finance approved 2/16/95.

APPROVED ON CONSENT AGENDA

16. \$ 40,000.00 - REGISTRAR OF VOTERS - CODE 101.3120 CANVASS ACCOUNT - additional appropriation to fund second mandated canvass. Request by Mayor Stanley J. Esposito, 2/15/95. Board of Finance deferred 2/16/95.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA

LEGISLATIVE & RULES COMMITTEE - Maria Nakian, Chairwoman

REP. NAKIAN said that the Committee met on Monday, February 27 at 7:00 p.m. Present were Committee members Nakian, Domonkos, Leydon, Maihock, McDonald, Martin, Mitchell, Scalzi, Sherer and Zelinsky. Also present were Reps. Loglisci, Owens, Curtis and Summerville. Present on #2 were Michael Pavia and Lou David, Public Works; Neil Sherman and Mark Beaudry from the Stamford Chamber of Commerce; Denny Donahue and several commercial haulers; on #5, Michael Pavia, Robin Stein, Ruth Powers and Bob Owens of the Selection Committee; Richard Redniss, Janice Casey and Atty. Mark Santagata representing Hospice Care and eight neighbors who were in opposition to the sale of the property; on #7, John Rutolo, Jack Condlin and Annie Summerville; on #3, 6, 8, Michael Pavia.

Rep. Nakian placed item 1 and 3 on the Consent Agenda. The Secondary Committee concurred.

LEGISLATIVE & RULES COMMITTEE: (continued)

1. (L&R23.56) FOR FINAL ADOPTION - PROPOSED ORDINANCE INCREASING THE FINE FOR ILLEGAL DUMPING. Submitted by Reps. David Martin, D-19, Robert DeLuca, R-14 and Maria Nakian, D-20, 9/12/94. Held in Committee 10/3, 11/1/94 and 1/5/95. Approved for publication 12/5/94. Approved for republication 2/6/95.

APPROVED ON CONSENT AGENDA

REP. NAKIAN Moved for Suspension of the Rules to consider an item not on the Agenda regarding an amendment to Section 137-10b concerning the haulaway fee. Seconded.

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

(PUBLICATION WAIVED)

(L&R23.78) FOR FINAL ADOPTION - PROPOSED ORDINANCE AMENDING SECTION 137-10 B OF THE CODE OF ORDINANCES CONCERNING THE HAULAWAY FEE. Submitted by Maria Nakian, Chairwoman, Legislative & Rules Committee, 3/1/95.

REP. NAKIAN said that at the Committee meeting, the Commissioner of Public Works informed the Committee that the wording in the present ordinance ties the tipping fee that is currently in place to the fee that is charged to the city for hauling and disposing of ash. Rep. Nakian said that when the incinerator closes, we will no longer be dealing with ash, therefore, there will no longer be a basis upon which to determine a tipping fee; there will be no tipping fee.

Rep. Nakian said that the Committee agreed that as an interim measure, an ordinance would be proposed and then ask for publication to be waived to put in the present tipping fee, \$28.35, for the hauling of municipal solid waste. She said that reference to the haulaway of ash is taken out.

Rep. Nakian Moved for approval. Seconded.

REP. LOGLISCI asked if the \$28.35 figure was agreed on and left in the ordinance?

REP. NAKIAN said the \$28.35 is the fee currently being charged and it would stay the same; the ordinance now does not say, "\$28.35," it says "the fee for hauling ash." She said that \$28.35 is being added.

REP. OWENS said that the proposed ordinance reads "hundred weight" instead of "ton."

REP. NAKIAN stated that Rep. Owens is correct; it should read, "A charge per ton...."

REP. BOCCUZZI asked if this fee had anything to do with the permanent tipping fee being worked on in the other ordinance?

REP. NAKIAN said that the measure was a temporary one so the city is not left with no tipping fee in place because of a technicality.

LEGISLATIVE & RULES COMMITTEE: (continued)

PRESIDENT RINALDI proceeded to a vote for the \$28.35 tipping fee per ton. APPROVED by 32 yes vote and 2 abstentions.

REP. NAKIAN Moved to waive publication of the proposed ordinance concerning the haulaway fee. Seconded.

PRESIDENT RINALDI called for a vote to waive publication. APPROVED by voice vote with Reps. Summerville and Fortunato abstaining.

REP. NAKIAN Moved for final adoption of an ordinance amending Sec 137 of the Code concerning the haulaway fee. Seconded.

PRESIDENT RINALDI called for a vote to approve the ordinance for final adoption. APPROVED by voice vote with Reps. Summerville and Fortunato abstaining.

2. (L&R23.55) FOR PUBLICATION - PROPOSED ORDINANCE AMENDING CHAPTER 137, ARTICLE I CONCERNING GENERAL REGULATIONS CONCERNING GARBAGE, RUBBISH AND REFUSE. Submitted by Michael A. Pavia, Commissioner of Public Works, 8/26/94. Held in Committee 10/3/94 and 1/5 and 2/6/95. Held on Pending Agenda 10/12/94.

REP. NAKIAN said that the this ordinance is Article I of the ordinance submitted by the Commissioner of Public Works and is the segment most critical to the closing of the incinerator. She said that the Committee decided that it would be better to deal with other sections, the private collectors, spring pick up, recycling and the condominium reimbursement next month.

Rep. Nakian stated that the major issue in the proposed ordinance is whether to raise revenue to offset a \$2.4 million increase in haulaway costs by taxes or by tipping fee. She said that presently, everyone in the city is taxed for the cost of the incinerator, the transfer station and operations and haulaway of ash. She said that those with private garbage collection, including homeowners in the C and B districts, apartment houses and businesses (most of which are in the A district) who also pay taxes for garbage collection which they do not receive, also pay a tipping fee which is passed through to them by the private haulers.

Rep. Nakian said that in the ordinance proposed by Public Works, the tipping fee is increased to \$65.00 per ton placing the burden of the increased haulaway cost on those with private collection. She said that there was no corresponding charge to homeowners in the A and CS districts who receive city collections. She stated that the remainder of the increased cost, if there should be any, which is not covered by the tipping fee will be spread across all districts through taxes; thus, businesses and the B and C districts will receive both a tax increase and a tipping fee increase.

Rep. Nakian said that the Committee was concerned with addressing the issue of fairness. She said the ordinance proposed this evening imposes a \$32.50 fee which is half of the amount proposed by the administration. She said that the \$65.00 proposed was the \$55.00 tipping fee plus a \$10.00 "administrative costs." Rep. Nakian said that it was not really "administrative costs" but the cost of running the transfer station.

LEGISLATIVE & RULES COMMITTEE: (continued)

REP. NAKIAN said that in the proposed ordinance, city collection trucks will be weighed and a record kept of the amount of refuse brought in; the same \$32.50 tipping fee will be charged against city collection and will be factored into the mill rate for the A and the CS districts and the remainder of the haulaway costs, should there be any, will be taxed across all districts. Rep. Nakian said that all districts will pay a combination of tax and user or tipping fee which more nearly equalizes the cost of garbage collection. Rep. Nakian said there is no way that this can come out evenly because we are dealing with city collection and private collection; those who pay one way and those who pay another way.

Rep. Nakian said that the Committee felt that the \$65.00 was unfair and anything that could be done to make the situation more equitable, should be. Rep. Nakian mentioned that the leaf pickup has been put back in this ordinance; it was inadvertently left out by Mr. Pavia. He sent a letter asking that the item be put back into the ordinance. Rep. Nakian said that the Committee approved the ordinance by a vote of 5 in favor, 3 opposed and 2 abstentions. Moved. Seconded.

REP. ZELINSKY said that in the proposed ordinance, under Sec. 137-10 Tipping Fee subsection B. (1) "The Commissioner of Public Works shall maintain accurate records, recording the total tonnage of residential municipal solid waste collected by the city under Section 132-7 above." He asked if the "132-7" is correct as the entire section deals with "137 and "132" appears in the same section under (2)?

REP. NAKIAN said the correct Section number is 137-2 (a) in both paragraphs.

REP. ZELINSKY referred to Section 137-10 B. (3) and asked if Rep. Nakian or Rep. Martin could explain what that paragraph means as it deals with the Board of Finance setting the mill rate and the Commissioner of Finance doing some calculations and adjustments; what affect it will have on constituents. He said that that paragraph was not in the original text sent down by Commissioner Pavia.

REP. MARTIN said that the section requires that the Commissioner of Finance has to prepare an estimate; in setting the mill rate, a budget has to be made out in the future. He said that the section states that the Commissioner of Finance in preparing the calculations, an estimate of the tonnage has to be made and that would be based on past tonnage and what the impact will be by mill rate or tax district within his presentations to the Board of Finance. Rep. Martin stated that the 5% has to do with the fact that an error may be made and to avoid a situation if the budget is extremely high or low, this would be a self correcting action if missed by a wide margin and can be picked up in the next years. Rep. Martin said Commissioner Pavia had no objections to that section.

REP. ZELINSKY said that the meeting called by the Mayor last evening accomplished, in his opinion, nothing and the Mayor was trying to do some grandstanding. Rep. Zelinsky stated this for the record because the Legislative and Rules Committee did pass the ordinance Monday evening, which was the night previous and if the Mayor took the time to attend, could have answered or explained the points that he or the others had but the Mayor chose not to come but to have a special meeting to may be fool the public into thinking that it was the Board of Representatives not doing anything.

LEGISLATIVE & RULES COMMITTEE: (continued)

REP. ZELINSKY (continuing) stated that the Mayor had not carried the ball and he waited for the 11th hour to come before the Board; the Mayor had the opportunity to come before the L&R Committee and the Public Works Committee which worked hard on the ordinance and requested information which was not forthcoming. Rep. Zelinsky said that the Mayor is being totally unfair to the residents of those areas not sewered and businesses and is strongly in favor of the \$65.00.

Rep. Zelinsky said that in Committee, he made a compromised motion that would be fair not only to the sewered districts but also to the residents of the non-sewered areas as well as the small business owners. His motion was to split the difference between the recommended \$65.00 and the \$32.50 and split the \$32.50 coming to \$16.25 thus coming to \$48.75.

Rep. Zelinsky Moved to amend the \$32.50 to read \$49.00 per ton. Seconded.

REP. MARTIN thanked Rep. Zelinsky for the time he has put in on this item and for his concern to achieve some equity throughout the town. Rep. Martin said that he could not agree with Rep. Zelinsky's proposal. He said that he prepared a report on paying for municipal solid waste disposal - cost/ton estimates which was sent to all members. Rep. Martin stated that commercial people are complaining they are subsidizing the collection of garbage; his constituents have to pay both real estate taxes for the disposal of garbage plus a tipping fee and the condos are not being reimbursed properly.

Rep. Martin said that the community will be spending a certain amount of money for the disposal of municipal solid waste and if the tipping fee is set at zero or set at \$200, the city will be spending approximately the same for the disposal of municipal solid waste. Rep. Martin said that the question is, "How are we going to pay for this and who is going to pay for this?" He said that we can pay either through the tipping fee or real estate taxes; there is no simple answer and there is no way to make it absolutely equitable for everyone. Rep. Martin stated that equity across the city, his residents, condos and commercial establishments is important. He did not believe that it was in the best interest of the city to put a grievous increase in the cost that would go to one segment of the community.

Rep. Martin said that he will be meeting with Bob Ruszkowski to go over the numbers. He said that he did not believe that \$48, \$40 or \$55 is really in the best interest of providing everyone in the community equal treatment under the law. He said that he will oppose the amendment though it was made with good intentions.

REP. DOMONKOS said that she was against the motion as the Mayor has indicated he is going to put together a committee which will include the Board to consider the tipping fee. She said if the fee is set too high, and the \$49.00 is, once the increase is set, the haulers will increase their prices and if David is correct and he has done more work in a factual manner than anyone else as information like David's has not been received from the administration.

LEGISLATIVE & RULES COMMITTEE: (continued)

REP. DOMONKOS (continuing) said that the fee from \$28 to \$49 is definitely a large increase and she has never seen a private hauler reduce their rates after rates have been increased. She encouraged Board members to vote against the amendment.

REP. DeLUCA asked if it is correct that the Mayor is now going to form a Blue Ribbon panel to review the tipping fees?

PRESIDENT RINALDI said that the panel would look at the entire issue of haulaway and the tax structure.

REP. DeLUCA said that according to the chart Rep. Martin provided, the Esposito policy shows that he would be paying \$22.72 for residential disposal and the L&R proposal is \$42; the L&R proposal is almost double.

REP. MARTIN said that two years ago, the proposal to increase the septic treatment tipping fee worked against his constituents. He said that he supported the fee against the interest of his constituents and he had to pay a higher fee when his tank was cleaned. He said that he voted for the increase because he thought it was fair and equitable and did not feel it appropriate to get a cheap tipping fee because of the way the entire situation was handled. Rep. Martin said that the issue on municipal waste is similar and one responsibility of a district based Board is to ensure the equitable treatment of all constituents throughout the town and in the quest for equity, the community is better served.

REP. BOCCUZZI said that he would not vote for a \$75 or \$65 fee; those fees would be too high for anyone. He said that the L&R proposal is a little low and Rep. Zelinsky's is a compromise in order to get at least the income needed and not burden the rest of the taxpayers of the city. Rep. Boccuzzi said that if the fee remains at \$49 for publication, after the public hearing, the fee can be lowered. Rep. Boccuzzi said that the way the problem should be solved is when the Board of Finance sets the mill rate and they consider that certain areas of town are paying a tipping fee through their haulers and they should be credited for that in their mill rate. Rep. Boccuzzi said that the Board should stay with the \$49.00 until after the public hearing and Rep. Martin meets with Mr. Ruszkowski.

REP. WHITE said that the Board of Finance suggested a \$75.00 tipping fee; the administration a \$65.00 tipping fee which stated by Rep. Nakian is actually \$55.00 per ton plus a \$10.00 administrative fee. Rep. White said that a \$55.00 fee would be appropriate. He said that the equity comes with the mill rate as set by the Board of Finance and in terms of the claims by businesses, it is a cost of doing business and can be used as part of their write-offs of doing business. Rep. White stated that he will back Rep. Zelinsky's amendment at this time as the incinerator is closing and a fee must be in place.

REP. NAKIAN said that she appreciated Rep. Zelinsky trying to find a solution but there is no rationale for picking half of \$65.00; any numbers can be picked and divided in half. She said that there is no way to know without information and no matter what is done, she believed it's the wrong decision as there is nothing to base the decision on.

LEGISLATIVE & RULES COMMITTEE: (continued)

REP. NAKIAN stated that Rep. Martin has done a fantastic job but he is not sure either of the figures as different ones may come out and different figures can come out of the Mayor's Blue Ribbon panel. Rep. Nakian said that for one district, \$32.50 sounds much better than \$55.00 and for those of another district, \$65.00 sounds better than \$32.00. Rep. Nakian said that she preferred to leave the figure as the Committee agreed; it was not unanimous but it was more than half. Rep. Nakian said that if Rep. Martin's chart is followed, the lower you go, the more equitable it becomes. Rep. Martin's estimates for municipal solid waste disposal are attached to these Minutes.

Rep. Nakian proposed that the figure be left as it is with the understanding that further information will be forthcoming and the figure will be changed if a number is received that the Board can put some faith in and have certainty that the best is being done for the city. She said that she does not feel that the right thing is being done by voting on a number "out of a hat."

REP. SHERER said that he agreed with the sentiments explained by Rep. Nakian. Rep. Sherer said that the proposed ordinance is for publication only and there has been much discussion on the item as if the ordinance was up for the final vote. Rep. Sherer stated that numbers are being thrown out this evening and they don't have any value. He said that he was not sure he wanted to wait 90 days for a Blue Ribbon panel; with the work done by Rep. Martin and the Committee and what should come out of a public hearing, a figure can be set. Rep. Sherer said that if a figure is chosen higher than a half way point, he has yet to see negotiation numbers drop. He said that he would not want to start at \$49.00 but would rather start at zero and then find a happy medium and \$32.50 was as close to zero as you can get.

REP. LAURIE said that in looking at two proposals so skillfully put together by Rep. Martin, she assumed that there were no other changes in the articles of the ordinance including the condo reimbursement part and no improvements to the mill rate calculation. She said that when the total package is completed, those items will be included and at that point, the \$49.00 will seem much fairer than it might seem with the current parameters.

REP. LOGLISCI said that the \$49.00 represents the middle ground because a low proposal by Rep. Martin of \$32.50 and a high of \$75.00 from the Board of Finance. He said that the \$49.00 is an acceptable compromise which would be a good beginning point. He said that based on one ton of garbage per year for homeowners comes to \$1.72 a month change. Rep. Loglisci stated that the \$32.50 was as much arbitrary as any of the other figures spoken.

REP. DOMONKOS said that the ordinance is for publication and the L&R Committee worked hard to come up with the number and Rep. Martin also put in a lot of time. She said that resolutions have been received from the Chamber of Commerce and the DSSD, representing a large number of small businesses, supporting the \$32.50 for a discussion point. Rep. Domonkos said that at the public hearing, if a lot of people speak to raise the fee and after Rep. Martin's meeting with Mr. Ruskowski results in a higher fee, she is sure that all would agree to increase the fee as the figures state that; figures don't come down in negotiation, they usually go up. She said that she supports the \$32.50.

LEGISLATIVE & RULES COMMITTEE: (continued)

REP. MELLIS said that much has been said that she was going to say. She said that basically, the Board would do better airing on the side of caution as it is easier to go higher than to reduce fees. She favored Rep. Nakian's amendment.

REP. PAVIA Moved the question. Seconded.

PRESIDENT RINALDI called for a vote to Move the question. APPROVED by voice vote.

PRESIDENT RINALDI proceeded to a vote on Rep. Zelinsky's motion to amend the tipping fee from \$32.50 to \$49.00. APPROVED by 20 yes, 13 no votes with two abstentions.

REP. NAKIAN Moved for publication of the ordinance. Seconded.

PRESIDENT RINALDI called for a vote to approve the ordinance for publication. APPROVED by voice vote with Reps. Summerville and Fortunato abstaining.

3. (L&R23.74) PROPOSED RESOLUTION AUTHORIZING THE CITY OF STAMFORD TO APPOINT A SCHOOL BUILDING COMMITTEE IN ACCORDANCE WITH SECTION 10-191 OF THE CONNECTICUT GENERAL STATUTES. Committee shall be made of three members appointed by the Mayor and approved by the Board of Representatives, one shall be a licensed architect, one a licensed engineer and the other the building inspector of the City of Stamford. Term of office shall run concurrently with that of the Mayor. Submitted by Mayor Stanley J. Esposito, 2/8/95.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

APPROVED ON CONSENT AGENDA

4. (L&R23.73) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING TAX ABATEMENT FOR PROPERTY AT 433 WEST MAIN STREET OWNED BY THE FIRST HAITIAN FREE METHODIST CHURCH OF STAMFORD. Requested by Dwight T. Gregory, Superintendent, New York Conference, Free Methodist Church of North America, 575 Main Avenue, P. O. Box 1375, Passaic, NJ 07055, 1/30/95.

HELD IN COMMITTEE

Rep. Scalzi left the meeting, 34 members present.

5. (L&R23.69) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING THE SALE OF CITY-OWNED PROPERTY TO HOSPICE CARE, INC. for \$750,000. Property is the former Riverbank School located at 1095 Riverbank Road. Requested by Mayor Stanley J. Esposito, 1/12/95. Planning Board approved 1/19/95. Board of Finance approved with two amendments, regarding subdivision of portion of premises, etc. and an amendment to the ordinance, 2/16/95.

REP. NAKIAN "This ordinance provides for the sale of almost 13 acres of property including the old Riverbank School to Hospice Care for a price of \$750,000. The Selection Committee presented their findings regarding the sale. The Committee received three proposals and interviewed all three. All three came back with revised proposals which were reviewed. In addition, the Committee met with the neighbors.

LEGISLATIVE & RULES COMMITTEE: (continued)

REP. NAKIAN (continuing) "Of the three proposals received, Hospice Care was selected because it best met the three concerns of the Committee; the use of property, the reuse of an existing school building and neighbor compatibility.

"The Committee imposed some conditions upon the sale. The major ones are that the 15 conditions that were set by the ZBA (Zoning Board of Appeals) in its special exemption be contained in a deed restriction that Hospice must pursue payment-in-lieu of taxes from the state and if it cannot become part of this program, should pay to the City an amount up to \$25,000 per year; that open space is not less than five acres is to be preserved; that the City has the option to purchase the open space for \$1.00 and that the property can be used only by Hospice.

"The Board of Finance, when it considered this sale, imposed a further requirement; that Hospice diligently pursue a subdivision of parcel B. If the subdivision is obtained and the land sold, the City is entitled to the net proceeds from the sale. This language will be included in any deed for the sale which is executed by the Mayor as well as the 15 ZBA restrictions which have been recorded in the land records and will be included in the sale deed.

"Richard Redniss and Janice Casey, from Hospice, made a presentation on the work of Hospice and the plans for their building there, and the benefits to the City from the sale. In addition, Henry Fryd, who was representing the neighbors, was given the opportunity to state their reasons for opposition to the sale.

"This ordinance, or actually, the sale of the property has been approved by the Planning Board and has been approved by the Board of Finance, and it was approved for publication by L&R by a vote of 8 in favor, 1 opposed, no abstentions and I so Move." The motion was Seconded.

REP. SHERER "I know that we've gone through a major trial in our last discussion. I would just like to point out for those of you who weren't paying attention, again, that this is for publication. I would also like to point out that considering the enormous amount of adversarial posturing taken place by the opponents to this project, the fact that there is not, I believe, one person here tonight of the opposition to give you enough of a signal that they're prepared to go to a public hearing and let us hear what they have to say. So, I just hope we get on with it and get the process going. Thank you."

PRESIDENT RINALDI "I'd like the record to show that Mr. Curtis has left the Floor and he will not be participating in discussions on this item."

REP. MARTINSEN "Thank you, Madam Chair. I know that this ordinance for publication will probably go through, but I also feel that I want to make a few comments to Rep. Nakian's report regarding Hospice.

"The payout for Hospice compared to the other proposals that were given to develop this area for private homes. I've looked into a number of areas with this. I started a Masters degree in geriatric care so I am a pro Hospice person, but what this is and what Hospice is seems to be two separate things so I want to make a few points.

LEGISLATIVE & RULES COMMITTEE: (continued)

REP. MARTINSEN (continuing) "The Hospice plan is based on the assumption that there will be PILOT money available from the state. I do not believe with the budget cutting that there is going to be any money from the state available for this development and my concern is that Stamford is going to have to foot the bill for the money that doesn't come up.

"Secondly, by the way, the Wildwood proposal to develop this into single-family homes and the Fancher proposal, they were not given the opportunity to rebid once Hospice had made their bid."

PRESIDENT RINALDI "Rep. Martinsen, are you talking about against publication because that's what's before us?"

REP. MARTINSEN "Yes, because my concern is that this is going through because they're out of time, they want to be able to put this through before October 1 so that they don't have to receive a license."

PRESIDENT RINALDI "So, you want to talk against publication?"

REP. MARTINSEN "I want to talk against publication. I feel that I want the record to show that there are reasons contrary to Rep. Nakian's report and I will wrap up.

"One of the key things Rep. Nakian said in her report is that the City would be able to buy back five acres for a \$1.00. That is not the case because according to the Connecticut Department of Health, the septic system that was built in '61 has to have a 100% backup reserve in case there are problems and that area is designated for backup septic systems, so those five acres are not available to the City; not at all.

"I checked into, I called a number of Hospice facilities; every single Hospice facility that I contacted is on sewer system; I cannot find any on a septic system. All are located in commercially zoned areas; they're under 15 beds or in separate wing of an existing hospital; they're conveniently located to bus lines and train lines and none of that criteria is true for this. So, I will conclude by saying that I wanted the record to show some of the reasons that many residents will come out for that public hearing because I don't believe their voice has been heard."

REP. MAIHOCK "I believe that there was a suggested period for both Hospice and the opposition to meet and I think this should be postponed until that time so that everybody really has a clear idea what all the statistics about these two options are. I just feel we need to have discussion before we rush into a decision that could have a very negative impact and change the character of a neighborhood, and I think it should really not be approved for publication until we've had a chance for both Hospice and the opposition to really get together and discuss these various issues. Thank you."

REP. PERILLO "Move the question, please." (The motion was Seconded)

PRESIDENT RINALDI "All those in favor of Moving the question, please say 'aye.' ('Aye' voices were heard) 'Opposed?' (There were no voices in opposition) 'Abstentions?' (There were no abstentions) The motion is Carried."

LEGISLATIVE & RULES COMMITTEE: (continued)

REP. NAKIAN "I believed I Moved the motion. I would like to make one comment. I appreciate both Reps. Martinsen and Maihock bringing to the attention of the Board the concerns of the residents. However, I do want to state that our purpose and this segment of L&R was to get the City's point-of-view so that we have something against which to base the comments that would come forth in the public hearing, and the neighbors' objections to it are not really part of the Committee report at this time; they are, I would consider, the private opinions of the Representatives who are speaking and certainly, they are more than entitled to express them."

PRESIDENT RINALDI "Thank you for that clarification but we voted to Move the question."

REP. NAKIAN "I have Moved the question."

PRESIDENT RINALDI "It has been Moved and Seconded. If you are in favor of publication, please say 'aye.' (There were 'aye' voices) 'Opposed?' (some voices were in opposition) 'Abstentions?' The motion has Carried.

6. (L&R23.75) APPROVAL OF CONTRACT FOR RENOVATIONS AND ADDITION TO STARK SCHOOL. (AWARDED CONTRACTOR SHOULD BE KNOWN BY 2/15/95). There is a time frame so schedule coincides with summer construction. Requested by Michael A. Pavia, Commissioner, Department of Public Works, 1/16/94. Board of Finance removed from Agenda, 2/16/95; to be resubmitted.

HELD IN COMMITTEE

(PUBLICATION WAIVED)

7. (L&R23.76) FOR FINAL ADOPTION - PROPOSED ORDINANCE AMENDING ORDINANCE NO. 682 CREATION OF DOWNTOWN SPECIAL SERVICES DISTRICT. Amendment is to increase the number on the Board of Directors. Requested by Sandra Goldstein, Executive Director, Downtown Special Services District, 2/15/95.

REP. NAKIAN said that the DSSD Board of Commissioners has requested that their board be increased from the present 15 members to no less than 15 and no more than 25; they propose to add three to four new members this year and beyond that they will see how it works as there is no rush to reach 25 and would like that opportunity. Rep. Nakian said that the ordinance retains the same proportion between owner members and retail members and the Committee added the provision that new members will be added in staggered terms so that the number of commissioners coming on each year will remain in an equal proportion.

Rep. Nakian said that the Committee voted 5 in favor with two absentions. Moved. Seconded.

PRESIDENT RINALDI called for a vote to approve for publication. APPROVED by voice vote with Rep. McDonald abstaining.

REP. NAKIAN requested (at the request of DSSD) that publication be waived as the annual meeting is set for April and the budget has to be submitted to the city before May 1; also, a notification period has to take place before the annual meeting. Rep. Nakian said that it would be almost impossible to add the new member if the ordinance is approved for final adoption in April.

LEGISLATIVE & RULES COMMITTEE: (continued)

REP. NAKIAN said that the Committee voted four in favor, none opposed with three abstentions to waive publication. Moved. Seconded.

PRESIDENT RINALDI called for a vote to waive publication. APPROVED by voice vote.

REP. NAKIAN Moved for final adoption of the ordinance amending Ordinance No. 682 Creation of Downtown Special Services District. Seconded.

PRESIDENT RINALDI called for a vote to approve for final adoption the ordinance. APPROVED by voice vote.

8. (L&R23.77) FOR PUBLICATION - PROPOSED ORDINANCE AMENDING SECTIONS 214-16 AND 214-17 OF THE CODE OF ORDINANCES CONCERNING FAILURE TO REMOVE SNOW AND ICE. Requested by Rep. Carmen Domonkos, D-18, 2/15/95.

HELD IN COMMITTEE

REP. NAKIAN Moved for approval of the Consent Agenda. Seconded.

PRESIDENT RINALDI called for a vote to approve the Consent Agenda. APPROVED by voice vote.

Reps. Leydon, Housey and Pavia left the meeting, 31 members present.

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

REP. HOGAN said that the Committee failed a quorum.

1. REVIEW OF TRAVELERS RETIREE INSURANCE RATES FOR FISCAL YEAR 1994/95. Requested by Reps. Philip R. Stork, R-15 and Robert DeLuca, R-14, 8/8/94. Held in Committee 9/7, 10/3, 11/1/94 and 2/6/95. Held in Steering 11/16 and 12/14/94.

HELD IN COMMITTEE

2. FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING THE CREATING AND DESIGNATING THE POSITION OF CAMA MANAGER/SPECIAL ASSISTANT TO THE ASSESSOR AS UNCLASSIFIED. Submitted by Mayor Stanley J. Esposito, 11/16/94. Held in Steering 11/16 and 12/14/94. Held in Committee 2/6/95.

HELD IN COMMITTEE

3. FEASIBILITY OF CREATING AN ORDINANCE THAT ESTABLISHES GUIDELINES FOR MAINTAINING ELIGIBILITY LISTS FOR QUALIFIED CANDIDATES FOR POSITIONS. Requested by Reps. Robert DeLuca, R-14, Ralph Loglisci, R-14, John J. Boccuzzi, D-2 and Jeffrey T. Curtis, Sr., D-9, 12/6/94. Held in Steering 12/14/94. Held in Committee 2/6/95.

HELD IN COMMITTEE

PERSONNEL COMMITTEE: (continued)

4. THE POSSIBILITY OF CHARGING A FEE TO TAKE EXAMINATIONS. Requested by Reps. Robert DeLuca, R-14, Ralph Loglisci, R-14, John J. Boccuzzi, D-2 and Jeffrey T. Curtis, Sr., D-9, 12/6/94. Held in Steering 12/14/94. Held in Committee 2/6/95.

HELD IN COMMITTEE

5. APPROVAL OF COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF STAMFORD AND THE STAMFORD MUNICIPAL EMPLOYEES ASSOCIATION COVERING THE PERIOD JULY 1, 1993 TO JUNE 30, 1998. SALARY INCREASES ARE: 1993 - 3.25%; 1994 - 3.25%; 1995 - 2.5%; 1996 - 2.5%; 1997 - 3.75%. Other changes made in medical insurance, pension contributions, etc. Submitted by C. R. Grebey, Director, Labor Relations, 2/15/95. Board of Finance to issue advisory opinion; deferred 2/16/95. The city and MEA agreed to extend the thirty-day period for Board approval or rejection from March 11, 1995 to April 10, 1995.

Above also referred to LABOR RELATION COMMITTEE.

HELD IN COMMITTEE

PRESIDENT RINALDI announced that Rep. Sherer is now Chairman of the Planning and Zoning Committee.

PLANNING & ZONING COMMITTEE - Donald Sherer, Chairman

REP. SHERER said that the Committee met on Wednesday, February 22, 1995 at 7:30. Present were Reps. Sherer, Pavia, Corelli and DePina.

1. MATTER OF THE DISCONTINUANCE OF BEEHLER STREET AND A PORTION OF GUERNSEY AVENUE. Submitted by Gregory LaDestro, Chairman, Planning & Zoning Committee, 12/15/94. Held in Committee 1/5 and 2/6/95.

HELD IN COMMITTEE

REP. SHERER said that he met with URC Counsel Bruce Goldberg and Kip Bergstrom. Rep. Sherer said that the discontinuance is literally the last piece of the Swiss Bank puzzle and the item will stay with the Committee as the discontinuance will not take place in April. Rep. Sherer said that the condemnations and eminent domain process has to begin and be completed and when all the property is in the hands of the Urban Renewal Commission and title transfers, at that time, we can discontinue the streets and then they will revert to the URC. Rep. Sherer said that perhaps at the May meeting, the item will be taken up and the process is that the Commissioner of Finance will hold a public hearing and make a report to the Board, the Committee will review the report and recommend to the full Board. He said no ordinance will be created and no public hearing, the process will be rather quick.

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

REP. OWENS said that the Committee met on Wednesday, February 22, 1995 at 7:00 p.m. Present were Co-Chair Curtis, Reps. DeLuca, Owens, Johnson, Laurie, Corelli, Pia and McDonald. Also in attendance was Jeannette Semon, Supervisor of Liquid Waste.

1. MATTER OF SEWAGE AND/OR WASTE ODORS IN THE COVE AND THE STATUS OF THE PUBLIC WORKS INVESTIGATION. Requested by Rep. Andrew J. McDonald, D-4, 1/9/95. Held in Committee 2/6/95.

HELD IN COMMITTEE

2. DEPARTMENT OF PUBLIC WORKS RFP FOR THE LONG RANGE PLAN FOR LIQUID AND SOLID WASTE DISPOSAL. Requested by Jeffrey T. Curtis Sr. and Bobby Owens, Co-Chairmen, Public Works & Sewer Committee, 2/14/95.

REP. OWENS stated that the RFP was received and no further action is required from the Committee.

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

No report.

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

No report.

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

REP. ZELINSKY said that the Committee met on February 22, 1995, as the Secondary on fiscal items. Present were Chairman Zelinsky, Vice Chairman Leydon, Reps. Laurie, Maihock, Doyle; excused were Reps. Scalzi and Alswanger.

URBAN RENEWAL COMMITTEE - Maria Nakian, Chairwoman

Business taken up under Suspension of Rules, see page 6.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - Elaine Mitchell, Chairwoman

REP. MITCHELL said that the Committee met on Tuesday, February 21, 1995. Both items were Held.

1. REPORT ON PUBLIC HEARING HELD JANUARY 17, 1995 FOR SCDP YEAR 21 PLAN. Submitted by Mayor Stanley J. Esposito, 9/12/94. Held in Committee 10/3, 11/1, 12/5/94, 1/5 and 2/6/95.

HELD IN COMMITTEE

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE; (continued)

2. STATUS REVIEW WITH SUB-GRANTEES FUNDED BY THE COMMUNITY DEVELOPMENT PROGRAM. Submitted by Elaine Mitchell, Chairwoman, Housing and Community Development Committee, 10/12/94. Held in Committee 11/1, 12/5/94, 1/5 and 2/6/95.

HELD IN COMMITTEE

ENVIRONMENTAL PROTECTION COMMITTEE - Kit Martinsen, Chairwoman - No report.

TRANSPORTATION COMMITTEE - Marggie Laurie, Chairwoman - No report.

SPECIAL COMMITTEES

HOUSE COMMITTEE - Gerald Rybnick, Chairman - No report.

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

No report.

ECONOMIC DEVELOPMENT COMMITTEE - Nicholas Pavia, Chairman

1. UPDATE ON ECONOMIC DEVELOPMENT IN THE CITY. Requested by Nicholas Pavia, Chairman, Economic Development Committee, 12/13/93. Held in Committee 1/3, 2/1, 5/2/94. Held in Steering 2/16 and 3/16/94. Held on Pending Agenda 1/18/94. Report made and Held in Committee 2/6/95.

HELD IN COMMITTEE

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

REP. BOCCUZZI said that the Committee met on February 28, 1995 at 7:30 p.m. Present were Reps. Ralph Loglisci, Annie Summerville, Elizabeth Conti, Jeffrey Curtis, Bobby Owens, John Boccuzzi, Deputy Chief John Perrotta and Corporation Counsel Daniel McCabe.

1. LEGALITY AND FEASIBILITY OF IMPOSING A CURFEW FOR CITY YOUTHS UNDER THE AGE OF 17 OR 18. Requested by Rep. Jeffrey T. Curtis Sr., D-9, 8/17/94. Report made and Held in Committee 9/7/94. Held in Steering 9/12/94. Held on Pending Agenda 10/12/94.

HELD IN COMMITTEE

REP. BOCCUZZI said that discussion was had on the feasibility of an ordinance that would stand up in court if someone challenged it. He said that a lot of backup material was given to the Committee that was put together by the Police Chief and Eva Weller, Researcher for the Board. Mr. Boccuzzi said that those cities who have an ordinance on curfews who were challenged in court lost the challenge because the ruling in court was that you cannot prevent the free movement of people unless there is an endangerment of the general public.

REP. BOCCUZZI said that the possibility is small of getting an ordinance to hold up in court. He said that the ordinance was discussed with the police department and Deputy Chief Perrotta stated that under the present conditions with his department, it would be rather hard to enforce even if not challenged in court; the policemen who pick up the individuals would be tied up until the individual is booked or parents are brought in and that can amount to between two and four hours. Rep. Boccuzzi said that with the amount of police we have now, that seems to be another burden and impossibility as far as the ordinance.

Rep. Boccuzzi said that Deputy Chief Perrotta mentioned the loitering ordinance and he presented the ordinance with some recommendations. Rep. Boccuzzi stated that the Committee asked Deputy Chief Perrotta along with the Police Department and Corporation Counsel Dan McCabe to meet to look at the ordinance to see where changes can be made that could legally be enforced and not challenged in court.

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

REP. HOGAN said that the Committee will be considering an ordinance which will be presented next month to change the dates of revaluation.

1. MATTER OF HAVING REVALUATION 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 and 12/15/93. Held in Committee 2/1, 3/7, 4/4, 5/2/94 and 2/6/95. Held on Pending Agenda 5/18/94 and 11/16/94.

HELD IN COMMITTEE

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

1. CURRENT STATUS OF THE 15TH CHARTER REVISION COMMISSION'S PROGRESS.
Requested by David Martin, Co-Chair, Charter Revision Committee, 2/15/95.

HELD IN COMMITTEE

REP. MARTIN said that after speaking with the Chairman of the Commission, the Chairman felt that a meeting of the Committee was not necessary this month, therefore, no meeting was held.

RESOLUTIONS

1. SENSE-OF-THE-BOARD RESOLUTION HONORING JOHN BALL CHOSEN AS STAMFORD'S CITIZEN OF THE YEAR. Submitted by Mary Lou Rinaldi, President, 2/10/95.

A motion was made to approve the resolution. Moved. 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 JOHN ROMAN FOR HIS MANY YEARS OF REPORTING ON THE BOARD OF REPRESENTATIVES. Submitted by the 23rd Board of Representatives, 2/15/95.

Above resolution was approved at the beginning of the Agenda.

MINUTES

1. JANUARY 5, 1995 REGULAR BOARD MEETING - held.
2. FEBRUARY 6, 1995 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 11:40 p.m.



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

STAMVOTE - ATTENDANCE

03-01-1995

NO	NAME
1	PRS DOYLE, WILLIAM
2	PRS NAKIAN, MARIA
3	PRS PIA, THOMAS
4	PRS OWENS, BOBBY
5	PRS LOGLISCI, RALPH
6	PRS CORELLI, LUCY
7	N/P LADESTRO, GREGORY
8	PRS RYBNICK, GERALD
9	PRS CURTIS, JEFFREY
10	N/P SABIA, RONALD
11	PRS MAIHOCK, AUDREY
12	PRS JOHNSON, FRED
13	PRS DE LUCA, ROBERT
14	N/P WILK, DAVID
15	PRS STORK, PHILIP
16	PRS MONTELLO, STEVEN
17	N/P CONTI, ELIZABETH
18	PRS MELLIS, ELLEN
19	PRS WHITE, PATRICK
20	PRS SUMMERVILLE, ANNIE

NOT PRESENT 6

NO	NAME
21	PRS DE PINA, GLORIA
22	PRS DOMONKOS, CARMEN
23	PRS HOUSEY, ANGELA
24	N/P LAURIE, MARGGIE
25	PRS PERILLO, MILDRED
26	PRS PAVIA, NICHOLAS
27	PRS MITCHELL, ELAINE
28	PRS SHERER, DONALD
29	PRS MC DONALD, ANDREW
30	PRS HOGAN, JOHN J.
31	PRS ZELINSKY, JOHN
32	PRS MARTINSEN, KIT
33	PRS ALSWANGER, HERMAN
34	N/P VITTI, JOSEPH
35	PRS LEYDON, JOHN F.
36	PRS FORTUNATO, ALICE
37	PRS SCALZI, DAVID
38	PRS MARTIN, DAVID
39	PRS BOCCUZZI, JOHN
40	PRS RINALDI, MARY LOU

PRESENT 34

STAMVOTE - VOTE PROCESSING

03-01-1995

TEST VOTE YES

NO	NAME
1	YES DOYLE, WILLIAM
2	YES NAKIAN, MARIA
3	YES PIA, THOMAS
4	YES OWENS, BOBBY
5	YES LOGLISCI, RALPH
6	YES CORELLI, LUCY
7	N/P LADESTRO, GREGORY
8	YES RYBNICK, GERALD
9	YES CURTIS, JEFFREY
10	N/P SABIA, RONALD
11	YES MAIHOCK, AUDREY
12	YES JOHNSON, FRED
13	YES DE LUCA, ROBERT
14	N/P WILK, DAVID
15	YES STORK, PHILIP
16	YES MONTELLO, STEVEN
17	N/P CONTI, ELIZABETH
18	YES MELLIS, ELLEN
19	YES WHITE, PATRICK
20	YES SUMMERVILLE, ANNIE

N/P 6 N/V 0

NO	NAME
21	YES DE PINA, GLORIA
22	YES DOMONKOS, CARMEN
23	YES HOUSEY, ANGELA
24	N/P LAURIE, MARGGIE
25	YES PERILLO, MILDRED
26	YES PAVIA, NICHOLAS
27	YES MITCHELL, ELAINE
28	YES SHERER, DONALD
29	YES MC DONALD, ANDREW
30	YES HOGAN, JOHN J.
31	YES ZELINSKY, JOHN
32	YES MARTINSEN, KIT
33	YES ALSWANGER, HERMAN
34	N/P VITTI, JOSEPH
35	YES LEYDON, JOHN F.
36	YES FORTUNATO, ALICE
37	YES SCALZI, DAVID
38	YES MARTIN, DAVID
39	YES BOCCUZZI, JOHN
40	YES RINALDI, MARY LOU

YES 34 NO 0 ABS 0