

ADJOURNED MEETING OF 11th BOARD OF REPRESENTATIVES
Stamford, Connecticut
Minutes of February 10, 1970

An adjourned meeting of the 11th Board of Representatives of the City of Stamford, Connecticut, being adjourned from the regular monthly meeting held on Monday, February 2, 1970, was held on Tuesday, February 10, 1970 in the Board's Meeting Rooms, Municipal Office Building (2nd floor), 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the President at 8.25 P.M.

PAGE:

THE PRESIDENT announced the presence of Page Dan Malloy.

MR. THEODORE BOCCUZZI rose on a POINT OF ORDER. He said he would like to read a few things into the record. He quoted from Section 202 of the Charter, having to do with Board meetings. In view of this Section of the Charter, he said the regular monthly meeting of the Board, held on February 2nd, was adjourned without conditions, and was not adjourned to time and place certain. He said he further submits that the February 2nd meeting ended, therefore the President re-convening this Body that same night is illegal because he did not serve proper notice under Section 202 of the Charter. He said therefore, the adjourning of that meeting to a date and time certain - that is - this evening, was not a continuing of the regular meeting of February 2nd.

THE PRESIDENT asked the speaker if he is making an appeal.

MR. BIEDER rose on a POINT OF ORDER. He said the speaker may finish his remarks.

THE PRESIDENT said what Mr. Boccuzzi is doing he is appealing from the RULING OF THE CHAIR and he must so make it.

MR. BIEDER said he challenges that ruling.

THE PRESIDENT said Mr. Bieder has challenged the ruling of the Chair and called for a vote. He said all those sustaining the Chair shall vote in the affirmative and those opposing the ruling of the Chair shall vote in the negative. He called for a show of hands. The VOTE was a tie vote - 12 in favor and 12 opposed. The President broke the tie by voting in the affirmative and declared the Chair's decision UPHELD.

THE PRESIDENT said Mr. Boccuzzi will now have to make his appeal to the body.

MR. BOCCUZZI said the point he is trying to make is that he has received no formal notice of this meeting tonight, does not know what is on the agenda, and is acting in the interest of good government.

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MR. RUSSBACH said he does not know how anybody can debate when the roll call hasn't even been taken.

Mrs. Kim Varney called the roll in the absence of the Clerk. There were 26 present and 14 absent at the calling of the roll. However, several members arrived shortly afterward, changing the roll call to 28 present and 12 absent. The absent members were:

DONAHUE, Alphonsus (D)	1st District
EXNICIOS, Robert B. (R)	1st District
DIXON, Handy (D)	2nd District
DOMBROSKI, Edward (D)	3rd District
KELLY, Stephen (D)	4th District
DURSO, Robert (D)	5th District
CONNORS, George (D)	8th District
SHERMAN, Edith (R)	11th District
CHIRIMBES, Peter (R)	12th District
CAPORIZZO, William (R)	15th District
KETCHAM, Alan (R)	18th District
PONT-BRIANT, Lois (R)	20th District

THE PRESIDENT announced that Mr. Russell has arrived.

MR. LIVOLSI said the Democrats want to make it very clear that on February 2nd when the Democrats were in Caucus and the Republicans made a motion to adjourn the meeting and the motion was CARRIED and the meeting was thereupon adjourned, from THAT point on, any action that may have been taken by the Board on February 2nd after the President reconvened the meeting, may have been without authority and illegal. He said at the end of that reconvened meeting (after the motion for adjournment) a motion was made to reconvene on February 10th, therefore THIS meeting tonight is illegal, unless Section 202 of the Charter was complied with. He said he is not making this statement in order to harrass anybody, but it is in the interest of the City and the Board and that is why they are requesting the President to rule prudently on this question. For this reason, he said, they are afraid that any action this Board may take tonight may have serious repercussions.

MR. MORRIS said he has been hearing the words "Good Government" used continually, but the Democrats have consistently on THIS Board been holding up the starting of the meetings anywhere between 45 minutes and an hour late, and constantly requesting caucuses and adjournments quite often during a meeting, taking up a half hour, or 45 minutes. He said he thinks this practice is very unfair and if they are interested in the good of this City they would try to start the meetings at 8 o'clock, or if they can't make it by 8, then we will start the meetings at 9, but it is very unfair to make 21 people sit and wait for them to come out of Caucus. He said tonight it happened to be a half hour, which is the best they've done. He said when these meetings go on until 1 A.M. and have to get up and go to work the next day, it is difficult for them. He asked that they please try

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to start the meetings on time.

MR. BIEDER asked what does this have to do with whether or not this meeting is legal or not.

MR. MORRIS said he is referring to harrassments since this Board has started, and if you want good government, then don't make the Republicans sit waiting up to an hour for the Democrats to come out of Caucus and then when they (the Democrats) ask for a "five minute" recess to stay out for 45 minutes or a half hour. He said he thinks this is where the confusion of this Board comes in.

THE PRESIDENT said as far as his ruling is concerned, he will say one thing, and then get on with the business at hand. He said the members that were present that night returned to the adjourned meeting and there was a quorum present and far more than a quorum and Mr. LiVolsi and the other Democrats sat through that meeting and then that meeting was adjourned until tonight. On that basis, he said he would question that it could be called an illegal meeting because everybody had agreed that since they were still present that they would cancel out the motion to adjourn, so let's continue with the meeting.

MR. TRUGLIA said it was his belief that when the Board adjourns and decides to meet again, it is in our Rules that every member must be notified.

THE PRESIDENT said an adjourned meeting does not require any notification, and this is an adjourned meeting of the regular meeting held on February 2, 1970.

After considerable further discussion, it was decided to continue with the meeting at hand.

PUBLIC WORKS COMMITTEE:

MR. SCOFIELD, Chairman, presented his committee report. He said a meeting of his Committee was held at 8 P.M. on January 26, 1970, in joint session with the Legislative & Rules Committee, to hear property owners affected by transfers of property in connection with the Washington Avenue Project. Those present were: Representatives Bitetto, Dombroski, Exnicios, Lupinacci, Malloy and Scofield.

He said another meeting was held on January 28th and those present were: Representatives Bitetto, Theodore Boccuzzi, Exnicios, Lupinacci, Malloy, Sherer, Scofield and City Engineer William Sabia.

He reported on matters already acted upon at the February 2nd Board meeting under the Legislative & Rules Committee, which had already been referred to the Public Works Committee.

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Concerning letter from Minority Leader, Anthony Truglia, dated 1/20/70 on a method to plow the snow from City streets without blocking driveways

MR. SCOFIELD said the Commissioner of Public Works replied to the above letter that it was not "economically feasible".

Proposed Resolution concerning appointment of Operations Officer in Public Works Department

MR. SCOFIELD said the above matter was reconsidered at a meeting of February 10th, the third meeting of the month. He said because a Corporation Counsel's ruling is not subject to legislative debate, the committee decided to write directly to the Mayor, calling his attention to the opinion for transmittal to the Personnel Director, which he understands has been done.

In regard to the resolution above referred to, he said his committee has decided to hold this in committee until next month.

HEALTH & PROTECTION COMMITTEE:

MR. RYBNICK presented the committee report, as the Chairman, George Russell was ill the night of their meeting.

MR. RYBNICK said a meeting of the committee was held the night of Friday, January 30, 1970 in the Board of Representatives meeting room and those present were: Robert Exnicios, Charles Lupinacci and Gerald Rybnick, Acting Chairman. He said they acted on the following matters:

Concerning sale of 330 acres of watershed and other property by the Stamford Water Company (Letter of 12/12/69 from Thomas Morris, 15th District Representative

MR. RYBNICK said the Committee sent a letter to Eugene Laughlin, Chairman of the PUC, asking for a detailed explanation on their action in granting the Stamford Water Company permission to dispose of this property and also asking them for assurance as to what effect this will have on Stamford's water supply and the committee is awaiting a reply on this matter.

Regarding Conditions surrounding Rockland Hotel

MR. RYBNICK said the committee has discussed this with the Health Department, as well as some discussion with the Police Department and are holding this matter for further course of action.

Concerning Taxi Service in the Stamford Area

MR. RYBNICK said the committee has started gathering information and

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facts concerning this problem and is holding it in committee for further investigation.

SEWER COMMITTEE:

MR. BITETTO said his committee met on January 15, 1970 at 8 P.M. in the Republican Caucus Room with the following present: Messrs. Bieder, Ravallese, Scofield, Rybnick and Bitetto, Chairman. Also present was the City Engineer, William Sabia. He said they were shown maps of the City's sewer lines, both operating and proposed by Mr. Sabia, who gave an explanation and answered questions in order to give the committee a broader understanding.

Resolution No. 656 - "Authority to file with HUD for Grant under Public Law 89-117, to aid in financing construction of Basic Water and Sewer Projects - (Sanitary Sewers South of Parkway, referred to as "Section 15, Contract No. 3; Section 15, Contract No. 6" - Mayor's letter of 12/29/69)

MR. BITETTO MOVED for approval of the following resolution. Seconded and CARRIED unanimously:

RESOLUTION NO. 656

AUTHORITY TO FILE WITH THE DEPARTMENT OF HOUSING & URBAN DEVELOPMENT, UNITED STATES OF AMERICA, FOR A GRANT UNDER PUBLIC LAW 89-117, TO AID IN FINANCING THE CONSTRUCTION OF BASIC WATER AND SEWER PROJECTS

WHEREAS, pursuant to Public Law 89-117, the United States of America has authorized the making of grants to public bodies to aid in financing the construction of basic water and sewer projects:

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, Connecticut:

- (1) That Julius M. Wilensky, Mayor, or his successor, be and he is hereby authorized to execute and file an application on behalf of the City of Stamford, Connecticut, with the Department of Housing and Urban Development, United States Government, for a grant to aid in financing the construction of Sanitary and Storm Sewers in Section 15, Contract No. 6 and Section 15, Contract No. 3, an assurance of compliance with the Department of Housing and Urban Development regulations under Title VI of the Civil Rights Act of 1964;
- (2) That Julius M. Wilensky, Mayor, or his successor, be and he is hereby authorized and directed to furnish such information as the Department of Housing and Urban Development may reasonably request in connection with the application which is herein authorized to be filed.

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MR. JOHN BOCCUZZI asked permission to question the Chairman of the Sewer Commission and was allowed to do so. He asked if anything has been done in connection with the Southfield Sewer that was mentioned in the paper about two months ago, for some \$180,000.00.

MR. BITETTO said this has been prepared by the City Engineer and will be in the current budget for the Sewer Commission.

MR. BOCCUZZI said he thought the money was going to be appropriated right now, as the people are working on those sewers now.

PARKS & RECREATION:

In the absence of the Chairman, Steve Kelly, MR. CHARLES LUPINACCI presented the committee report.

Resolution No. 657 - Requested in letter of 1/7/70 from Edward Connell, Supt., Dept. of Parks & Trees - Concerning Transfer of jurisdiction of 77.4 acre OLD MILL LANE-MIANUS TRACT, OR MIANUS GLEN" of property formerly owned by Edward H. Benenson, from jurisdiction of City of Stamford to the jurisdiction of the Dept. of Parks & Trees, under provisions of Ordinance No. 144 Supplemental - (Approved by Park Commission 12/3/69)

MR. LUPINACCI presented the following resolution and MOVED for its adoption. Seconded and CARRIED unanimously:

RESOLUTION NO. 657

TRANSFER OF JURISDICTION OF THE 77.4 ACRE OLD MILL LANE-MIANUS TRACT, OR "MIANUS GLEN", OR THE PROPERTY FORMERLY OWNED BY EDWARD H. BENENSON, FROM THE GENERAL CITY OF STAMFORD JURISDICTION TO THE JURISDICTION OF THE DEPARTMENT OF PARKS AND TREES, UNDER PROVISIONS OF ORDINANCE NO. 144 SUPPLEMENTAL

WHEREAS, the City of Stamford has acquired with the aid of Federal and State Grants of assistance the 77.4 acre tract, known as the "OLD MILL LANE-MIANUS TRACT" or "MIANUS GLEN" by purchase from Edward H. Benenson and situated as shown on map accompanying this Resolution, and

WHEREAS, the said tract was designated to Federal and State agencies as public open space, or park land in the City's applications for Grant assistance, and

WHEREAS, Chapter 59 of the Charter of the City of Stamford authorizes the Park Commission to maintain all public parks, and

WHEREAS, City of Stamford Ordinance No. 144 Supplemental provides that the transfer of jurisdiction over buildings or land owned by the City between Departments, Boards or Agencies of the City, shall be accomplished only after approval by the Board of Representatives;

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NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, Connecticut, that the Board of Representatives favors and hereby approves the transfer of jurisdiction over the Old Mill Lane-Mianus Tract, or "Mianus Glen", the 77.4 acres purchased from Edward H. Benenson from general City jurisdiction to the specific jurisdiction of the City of Stamford Department of Parks and Trees.

Mr. Hemingway arrived at this time (8.50 P.M.) 27 now present and 13 absent.

HOUSE COMMITTEE:

MR. RYBNICK, Chairman, presented his report. He said they held a meeting on January 14th in the Board of Representatives' Caucus rooms.

Concerning request for additional appropriation - Quotation from Thomsen's Audio Company - \$600.00 cost of installation of THREE ADDITIONAL MICROPHONE UNITS AND CABLES in Board meeting room to take care of changed seating arrangement of new Board - Also, regarding the possible installation of a VOTING MACHINE designed some time ago by order of a previous Board

MR. RYBNICK said these microphones have been in use by this Board since last November, having been loaned to us by Mr. Thomsen and he said he thinks Mr. Thomsen should be paid for these. Also, he said the House Committee is very interested in elevating the floor of our meeting room in order that the installation of permanent wiring and receptacles can be enclosed in order that these loose wires that have been lying in the aisles and having caused some accidents, can be placed under the floor. At the same time, he said wiring can also be installed so that we may put to use an electronic voting machine. He said he has talked to Mr. John Strat, Supervisor of Buildings and Grounds and also with Mr. Thomsen, and both agreed that a permanent installation should be made in order to get better reception from our Audio System. He explained how they plan to change the meeting room around and later on as they plan the moves, the members will be better able to decide. He said the Committee is also asking for the replacement of a water dispenser as one is not functioning properly and should be replaced. He said they are also asking for an appropriation of \$770 for emblems for the cars of the Board Members. He said he will refer this part of the report to Mr. Russbach.

AUTOMOBILE IDENTIFICATION EMBLEMS OR PLACQUES FOR BOARD MEMBERS

MR. RUSSBACH said he had a meeting with Mr. Benevelli, the Purchasing Agent and Mr. Hart the Assistant Purchasing Agent and a representative from Lakeshore Markers, Inc., concerning a new permanent type plaque

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for the Members of the Board of Representatives. After going over different designs, he selected a design that he felt would be agreeable and tasteful for the City Representatives to have on their cars. He showed some of the members the design they have in mind, which has the City seal enscribed on it, with the title "Board of Representatives". He said we have had the problem in the past of old Board Members, and there must be at least 150 cars going around town with various types of emblems from previous Board Members. He said he suggested that the members be required to put some sort of a deposit down on the identification plaque and when they go off the Board, either return the plaque, or else forfeit the deposit they have put up. He said having a permanent plaque will also cut down any future appropriations for this item, which has been appropriated for every past Board.

MR. BITETTO said he thinks no deposit should be required, considering the members are honorable men elected by the people. He said he thinks a members' signature should be sufficient, saying they would return them upon leaving the Board.

MR. RUSSBACH said the replacement cost per unit would be considerably higher than \$7.70 per unit.

MR. BIEDER said he was about to ask how much they would cost, and apparently Mr. Russbach just answered that question.

MR. RUSSBACH said they are ordering these in lots of 100, but if ordered in lesser quantity, the unit price will be higher than \$7.70.

THE PRESIDENT said he has already put through a request for an appropriation which will not go through until the exact cost is determined.

MR. MURPHY said he is amazed with this talk of identification emblems for our cars. He said Mr. Russbach has always been the exponent of saving the taxpayer money and now he is advocating this kind of money to be spent for this type of thing. He said he considers it to be a definite waste of the taxpayers' money and is not necessary. He said he may be a cheapskate liberal, but he cannot see spending this kind of money for something so unnecessary as this.

MR. RUSSBACH said all he can say to Mr. Murphy is for all the time that he has put in as a member of this Board and it is now many years, in the service of this City, all for no compensation, and for a great deal of aggravation at times, also being unable to be recompensed for gasoline, 'phone bills, etc., this is small compensation for attending these meetings, which incidentally, was six hours at our last meeting.

MR. HEMINGWAY said he couldn't agree more with Mr. Murphy. He said if the members want identification, what is wrong with a good paper sticker that gives the year and we can get another one printed up next year and he believes the Board of Finance will give us a lot more votes on that sort of thing than this monstrosity. He said "who needs a

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a plaque on their car and who is afraid of getting a ticket - if he is on City business, he goes up and tells the Chief of Police. He said he thinks it is absurd to spend \$700 on this type of identification, and certainly if we are going to do it, there most certainly should be a very substantial deposit.

MR. BIEDER said this once again proves his theory that the Board of Representatives will spend three quarters of an hour discussing something that is worth \$700 whereas we will railroad through something that costs \$300,000 because nobody understands what it is. He asked that we get on with the business of the meeting and stop wasting time on this sort of thing.

MR. MILLER arrived at 9.05 P.M. (28 now present and 12 absent)

MR. RYBNICK read a letter at this time, requesting an appropriation of \$2,290 for alterations to the Board of Representatives' meeting room which is to be done by the Division of Land & Building Maintenance - Mr. Strat.

MR. RUSSELL said, speaking of what the worth of the time of the Board Members is concerned, he thinks it is not fair to the members to have to spend considerable time looking for a possible parking space when coming to these night meetings and something should be done about it.

MR. RYBNICK said he will follow Mr. Russell's suggestion. Also, he said he is recommending that two spaces be reserved next to the building for Board Members who are here on City business during the daytime, with a proper time limit being observed.

Next Meeting of House Committee:

THE PRESIDENT announced that the next meeting of the House Committee will be held on Wednesday, February 18th here in the meeting room, with the members of the Committee, Mr. Strat, Mr. Thomsen (of Thomsen's Audio), the President, the Majority and Minority Leaders, at 8 o'clock in the evening.

URBAN RENEWAL COMMITTEE:

Resolution No. 658 - AUTHORIZATION TO PROCEED WITH CONDEMNATION OF PROPERTIES FOR THE WILLOW STREET EXTENSION AND THE BROAD STREET EXTENSION - (Requested in letter dated 12/30/69 from Corporation Counsel, Frank D'Andrea)

In the absence of the Chairman, Mr. Ketcham, MR. ROBERT COSTELLO gave the Committee report.

MR. COSTELLO said he will attempt to finish Mr. Ketcham's report. He said on February 5th the Public Works, Legislative & Rules Committee

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and the Urban Renewal Committee met with the Urban Renewal Commission, which meeting was open to the public. Present were Mr. Sherer, Mr. Murphy, Mr. Scofield, Mr. Exnicios, Mr. LiVolsi, Mr. Lupinacci, Mr. Puette and Mr. Malloy.

MR. COSTELLO said they discussed this with the Urban Redevelopment Commission and he feels there is nothing illegal about the proposed resolution. He said \$1,400,000 was the low bid for the Willow Street Extension.

MR. COSTELLO MOVED for approval of the following resolution. Seconded.

THE PRESIDENT asked the Clerk to read the resolution which she did at this time. THE PRESIDENT called for a vote on the following resolution. CARRIED unanimously:

RESOLUTION NO. 658

AUTHORIZATION TO PROCEED WITH THE CONDEMNATION OF PROPERTIES
FOR HIGHWAY PURPOSES FOR THE WILLOW STREET EXTENSION AND THE
BROAD STREET EXTENSION

WHEREAS, the City of Stamford, Connecticut, desires to acquire certain parcels of land, more particularly described in Schedules A through Q, annexed hereto, and

WHEREAS, the purposes of said acquisition is for street widening, public improvements therein and general highway purposes, and

WHEREAS, said acquisitions are determined necessary and desirable and in the public interest, especially in connection with the furtherance of the plan of renewal of the Urban Redevelopment Commission in the "Southeast Quadrant", and

WHEREAS, funds have been heretofore appropriated for the acquisition of properties required for the Willow Street Extension and the Board Street Extension;

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, that the Corporation Counsel of the City of Stamford is herewith authorized on behalf of the City of Stamford to institute and file condemnation proceedings to acquire title to said real properties.

C-DAP COMMITTEE:

MR. MURPHY, Chairman, said his committee met on January 29, 1970 with Mr. Robert Cabana, the Director of C-DAP and after discussion, approved the following resolution. HE MOVED for its approval, seconded by Mr. Sherer;

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RESOLUTION NO. 659

AUTHORIZING THE MAYOR TO FILE AN APPLICATION WITH THE DEPARTMENT OF COMMUNITY AFFAIRS TO CONTINUE CDAP PROGRAM FOR ANOTHER YEAR

WHEREAS, pursuant to Public Act Nos. 522, 760 and 768 of the 1967 Regular Session P.A. 757 of the 1969 Regular Session of the Connecticut General Assembly, the Commissioner of Community Affairs is authorized to extend financial assistance to local housing authorities, municipalities, human resource development agencies and non-profit corporations; and

WHEREAS, Section 4-114a of the General Statutes, as amended provides that no contractor with the State shall discriminate or permit discrimination against any person or group of persons on the grounds of race, color, religion or national origin in any manner prohibited by the laws of the United States or of the State of Connecticut and that any such contractor shall agree to provide the Commission on Human Rights and Opportunities with such information requested by the Commissioner concerning the employment practices and procedures of such contractor as relate to said Section; and

WHEREAS, it is desirable and in the public interest that the City of Stamford make application to the State for \$36,813.00 in order to continue a Community Development Action Plan; and

WHEREAS, it is desirable and in the public interest that the City of Stamford continue a Community Development Action Plan in accordance with the provisions of Section 9 of Public Act No. 522 of the 1967 Regular Session of the Connecticut General Assembly;

NOW, THEREFORE, BE AND IT HEREBY IS RESOLVED by the Board of Representatives of the City of Stamford:

1. That it recognizes its responsibility for the provision of local grants-in-aid to the extent necessary and required for the preparing and completion of a Community Development Action Plan;
2. That the application for continuation of a Community Development Action Plan, dated February 15, 1970 is hereby approved;
3. That the filing of an application dated February 15, 1970 for a Grant not to exceed \$36,813.00 for the cost of continuing a Community Development Action Plan in accordance with Section 25 (c) of Public Act No. 522 is hereby approved;
4. That the preparing of a Community Development Action Plan in accordance with Section 9 of Public Act No. 522 and applicable procedures of the Department of Community Affairs is hereby authorized;

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5. That the Mayor of Stamford is hereby authorized to sign any document in connection with the Community Development Action Plan, including, but not limited to, the application for financial assistance and any assistance agreement offered by the State of Connecticut;
6. That the designation by the Mayor of the CDAP Agency to prepare the Community Development Action Plan is hereby approved.

MR. RUSSBACH spoke in opposition to the resolution. He said he thinks CDAP leaves a lot to be desired and felt so at the time. He said it is his understanding and he gets it from pretty reliable sources, that the only reason money was appropriated for CDAP at the last Legislature was strictly on the basis of personal intervention by Gov. Dempsey. He said he'd like to know what is going to happen if the next session of the Legislature cuts off the tap from CDAP, which he said he is sure is going to happen. He said the programs that we have going will be left hanging out on a limb. He said he also questions what they have accomplished in the year they have been functioning, except to spend a lot of money, run around and make a lot of noise, and getting involved in a lot of things that they never finish. He said he wonders if Mr. Murphy is aware of what happened with the last Legislature and the fact that they would not appropriate the money until the Governor personally intervened with the Democratic leadership of the Legislature to force the program through, and as Mr. Murphy well knows, the Governor will not be here starting November 1970.

MR. MURPHY said, so far the CDAP has accomplished several things; the Master Plan is being brought up to date; re-location is being accomplished; the Code Enforcement for Housing; there has been the Co-op for Southfield Village; we have the two Day Care Centers; we have PILOT - payment in lieu of taxes, which we just voted for last month; the Housing Site Development Agency and the Stamford Development Corporation. He said most of these accomplishments are very good and has helped the City tremendously and we would not have been able to start these unless we had the payments from the State.

MR. RUSSBACH said he thinks it is incumbent upon Mr. Murphy and his Committee to look into this a little bit further, because he got all this information from a State Senator in Hartford about what went on with this program and we have appropriated something like \$174,000 and we have all these programs which we have started and we are going to end up hung out on a limb and he thinks it is incumbent upon the C-DAP to investigate this.

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MR. BIEDER said he thinks Mr. Russbach is using what the legal profession call the old rhetoric being employed. He said he is saying things that are not subject to question. He is not saying who the "reliable" source of his information is and then proceeds to quote a lot of various things and then says he wonders what we are going to do when the money is cut off, assuming that the money IS going to be cut off, because the "reliable" source would seem to indicate that it is. He said he does not choose to accept that and therefore MOVES THE QUESTION.

THE PRESIDENT called for a vote on the motion to move the question. CARRIED.

THE PRESIDENT said the vote is now on Resolution No. 659 approving the continuation of the CDAP program for another year. CARRIED with several "no" votes.

PUBLIC HOUSING & GENERAL RELOCATION COMMITTEE:

No report was presented, the Chairman of the Committee being absent.

MR. BOCCUZZI (John) said he would like to know what happened to his letter as far as the Benenson Tract is concerned.

THE PRESIDENT said it was in his Committee.

The Speaker said not sitting on the Steering Committee and not being the Chairman of the Committee, he wouldn't know.

SPECIAL COMMITTEE TO INVESTIGATE CIVIL DISORDERS:

MR. HORNER, Chairman, said the special committee to investigate disorders has had some disorder from within and therefore wish to acknowledge the resignation of Mr. Peter Chirimbes, a member of the committee, and also further wish to express regret over the manner in which Mr. Chirimbes made certain statements to the press. He said the Committee feels that if Mr. Chirimbes became involved in a personal conflict with any guest of the Committee, it should have remained personal and not public. Further, he said, the Committee had agreed that only the Chairman would make statements to the press and that certain matters of a confidential nature were to remain confidential in order that the Committee could complete their investigation in the proper manner.

He said in addition to breaking a trust, Mr. Chirimbes has also accused the Committee of a "Whitewash". He said he wished to personally state that as long as he remains Chairman, there certainly will not be any "Whitewash". Also, he wished to assure anyone appearing before the Committee that the remaining members have pledged their support in treating all matters confidentially and fairly.

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In closing, he said he wished to state that Mr. Theodore Boccuzzi has also advised him of his resignation, due to his pursuit of Graduate studies, which resignation is in no way connected or affiliated with the resignation of Mr. Chirimbes.

MR. BOCCUZZI said Mr. Horner stated his reasons for resigning from the Committee very well, but he just wants to publicly state his reasons for resigning. He said he did volunteer for that Committee and did very much want to serve on it, because he felt he had something to contribute, but his personal commitments will not allow him to put in that kind of time, so he felt in good conscience that he had to resign and wants to make it very clear so that his reasons for resigning are not misunderstood.

THE PRESIDENT asked Mr. Boccuzzi to drop him a note, making the resignation formal. He said he would do so.

THE PRESIDENT said he will try to replace these resignations tonight as soon as he has a chance to consult with the Majority and Minority Leaders.

MR. HORNER said, with the President's permission, they have appointed on the Republican side, Mr. Lupinacci.

THE PRESIDENT said it is agreeable with him and he thereupon appointed Mr. Lupinacci as a replacement for Mr. Chirimbes.

MR. TRUGLIA, Minority Leader, said he would present the President with a replacement from the Democratic side very soon.

PETITIONS:

Concerning need for extension of sewer lines in Springdale signed by 123 residents of Ridgeway Street, Mulberry Street, Weed Hill Avenue, Hickory Way, Muriel Drive, Brundage Street, Elmer Street and Hope Street - (Presented by Daniel Russbach, 17th District Representative)

MR. RUSSBACH presented the above petition. He said one thing about this that disturbs him greatly is that he has been informed by the Administration that the \$17,000,000 sewer budget for the Fiscal Year 1970-71 has been cut very arbitrarily by the Planning Board and one of the projects in the budget was the High View Avenue Sewer Project and also the one in Belltown. He said he was assured by the Mayor that the funds would be restored because it is very crucial.

MR. RUSSBACH read the petition and asked that it be referred to the Sewer Committee at the next meeting of the Steering Committee, which was done.

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Petition from 143 BOAT OWNERS and TAXPAYERS, REQUESTING IMPROVEMENTS BE MADE TO SOUTHFIELD PARK AND MARINA - (Presented 2/2/70 by John Boccuzzi, 2nd District Representative)

MR. JOHN BOCCUZZI asked that the above petition be assigned to the Parks and Recreation Committee at the next meeting of the Steering Committee. It was ordered held for the action of the Steering Committee.

THE PRESIDENT said it is noted that Mr. Boccuzzi wants this referred to the Parks and Recreation Committee and his request will be considered at the next meeting of the Steering Committee.

RESOLUTIONS:

MR. TRUGLIA presented a resolution, which he read at this time, and asked that it be referred to the Steering Committee:

BE IT RESOLVED that the various non-profit housing agencies requesting consideration of this Board for any tax abatement must present to this Board housing sites not located in the West or East side of Stamford.

The above matter was referred to the Steering Committee.

OLD BUSINESS:

Concerning Resolution No. 654 - Amending 1969-1970 Capital Projects Budget, Project known as "WASHINGTON AVENUE EXTENSION" and appropriation of \$370,158.40 therefor - (Mayor's letter of 1/12/70)
(Approved at Feb. 2, 1970 meeting of Board of Representatives - Item No. 9 under Fiscal Committee)

MR. TRUGLIA brought up the above matter. He said concerning Waterford Lane, at the February 2nd Board Meeting we were led to believe by a member of this Board that the home owners involved were 100% for the passage of the appropriation for this proposed route. He said it has been in the news media and appears that the members of this Board were given erroneous information. He said it is his belief that if we had been given the proper information, that perhaps the Board may not have voted the way they did.

He asked for reconsideration so that the Board could vote on the matter again and SO MOVED.

THE PRESIDENT asked if this was an appropriation item.

MR. RUSSELL said he believes this to be an appropriation item and if this is true, he does not believe we can reconsider it.

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THE PRESIDENT said if this was an appropriation item, and he believes it was, the principle would be that the money may have been spent in the interim.

MR. TRUGLIA said let's assume that any monies voted by this Board must be done by true conscience and knowing all the facts and he would assume that this was not done.

He said he, for one, feels that he would have voted differently if the true facts had come to light at the time the vote was taken.

THE PRESIDENT said normally a motion to reconsider would be proper, but in this instance when it was a resolution amending the Capital Projects Budget, he is at a loss as to what the Corporation Counsel might rule on the Board's authority to act on a motion to reconsider an appropriation - the thought being that the money could have been spent in the interim and we cannot retract monies once appropriated.

MR. RUSSBACH pointed out that a motion made to reconsider must be made by someone who voted on the prevailing side and if there is no record as to how an individual person voted (such as a roll call vote) then you can't reconsider.

THE PRESIDENT said it is in order if it is the next legislative day and this is a continuation of that meeting and as to whether Mr. Truglia voted on the prevailing side, it is true that he did as the vote was unanimous. He said the motion is in order, except that it happens to be an appropriation. He said what we need on this is a ruling from the Corporation Counsel.

MR. TRUGLIA said he agrees that perhaps we do need a ruling from the Corporation Counsel. He asked if a recommendation from this Board is in order that no money be spent in that particular account.

MR. BITETTO said that since he was the one who led the Board Members to believe that the owners of the land in question were all in agreement, that he owes everyone a public explanation. He said truthfully, to his knowledge, the Mayor and the Public Works Commissioner called him, Mr. Lupinacci and Mr. Scofield - the ones who are involved in this matter - Mr. Scofield being the one who represented most of the people concerned, during his term on the last Board and these three Board Members, after meeting with the Mayor and the Public Works Commissioner, saw fit to set up a meeting with the River Bend Association. He said they showed them the new plan. He asked Mr. Scofield to read the petition these people gave them at that time.

MR. SCOFIELD said this petition was circulated by the River Bend Association in approximately April of 1969 and addressed to the Commissioners of Public Works and Finance asked for a "complete take of their properties

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on the Washington Avenue Extension in preference to having the road at our front door". He said this was signed by six of the 11 people who are on this new petition, saying that they do not want the "take" which dates back to some 10 months ago. He said on the basis of this petition, the present Administration felt it incumbent upon them to accommodate them, if possible, and also to replace park land and to improve the alignment of the road. He said now it is very disturbing to hear that after a vote is taken and two months' notice has been given on this, to have persons come forward on this thing. He said he would think that even now we would change back to the original thoughts on this thing and he knows that the Corporation Counsel has written letters to all these people that a complete "take" will be taken and was sent out the day after our vote. He said he does not see any possibility of us now reneging on the vote we took last Monday.

MR. THEODORE BOCCUZZI said he had been summoned to the Mayor's office approximately a month ago and one of the things discussed was the Washington Avenue new route. He said he was led to believe (unless he misunderstood what he said) that each of these persons was contacted and were all for it. He said if this is not true, it is a shame that it has been allowed to happen and he hopes that this Board take into account the feelings of these five people.

THE PRESIDENT ruled that any discussions on the motion are out of order, because we have not determined whether or not the motion in itself is in order. He suggested that Mr. Truglia withdraw his motion and in the meantime the President will ask the Corporation Counsel for an opinion as to whether or not this action may be taken by the Board and as to whether or not we may reconsider an amendment to the Capital Projects Budget. However, he said he suspects this cannot be done.

MR. RUSSELL said he believes that to create a precedent on this and it is something that has never been done before, to rescind action on an appropriation - to act upon a matter and then to go to the Corporation Counsel afterward is not proper. He said if this can be done, then any appropriation that this Board has made, we can do the very same thing and create utter chaos with our appropriations. He said if we do this, we are making this Board a Board of no action on any fiscal matter and create a very serious situation. He said once you have made an appropriation you can't turn the clock back on it and reconsider your action at a later time.

MR. BIEDER said if we find that we are able to change it we can then take it up at our next meeting and not another adjourned meeting.

MR. BROMLEY said he thinks Mr. Russell is right - that if this Board takes legislative action their very action changes things and we may have created legal obligations which are entered into and cannot be un-

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a Committee of this Board or to a City agency to look into.

THE PRESIDENT requested the speaker to submit this in the form of a letter to the Steering Committee, to which he agreed.

NEW BUSINESS:Concerning WATER POLLUTION of Stamford Waters

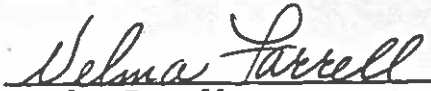
MR. RYBNICK read the following statement at this time:

"Recent statements have appeared in the local news media referring to the polluted waters, and who is causing it, within the Stamford Harbors and along our shoreline, where we have thousands of residents using these waters as a recreation area. Charges and counter-charges are being made by many groups and associations, along with our Harbor Master and the many home owners living along the waterfront. Many accusations have been made of the Harbor pollution. Some accuse our sewage treatment plant and others have accused the chemical, oil and industrial wastes that are constantly appearing within our waters. I ask that an investigation be made of the entire waterfront, extending from the Darien Town Line to the Greenwich Town Line and our harbors, so that, once and for all, the ones guilty of polluting our waters will be stopped."

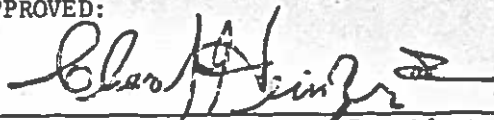
MR. RYBNICK asked that this be referred to the Steering Committee with the request that a special committee be appointed to investigate this matter of water pollution and report back to this Board before our beaches are opened.

ADJOURNMENT:

There being no further business to come before the Board, on motion, duly seconded and CARRIED, the meeting was adjourned at 10.10 P.M.


Velma Farrell
Administrative Assistant
(Recording Secretary)

APPROVED:


Charles J. Heinzler, III, President
11th Board of Representatives

NOTE: Above meeting was broadcast
over Radio Station WSTC
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