

MEETING OF THE 11th BOARD OF REPRESENTATIVES
STAMFORD, CONNECTICUT
Minutes of July 6, 1970

A regular monthly meeting of the 11th Board of Representatives of the City of Stamford, Connecticut, was held on Monday, July 6, 1970 in the Board's Meeting Rooms, Municipal Office Building, 429 Atlantic Street, second floor.

The Meeting was called to order by the President at 9 P.M. after a Caucus by the respective parties.

INVOCATION was given by Rev. Father Norman Catir, St. Andrews Parish.

PLEDGE OF ALLEGIANCE TO FLAG: The President led the Members in the pledge of allegiance to the Flag.

ROLL CALL was taken by the Clerk. There were 36 present and 4 absent at the calling of the roll. However, there was a resignation of an absent member (Charles A. Lupinacci) presented, and a replacement sworn in, resulting in a final roll call of 37 present and 3 absent. The absent Members were:

Alphonsus Donahue (D)	1st District
Theodore Boccuzzi (D)	9th District
Sidney Sherer (R)	16th District (on vacation)

RESIGNATION - 14th DISTRICT REPRESENTATIVE - Charles A. Lupinacci (R)
and replacement (Per Sec. 201 and Sec. 113 of Charter -
Also, Rule 5 on Page 3 of Rules of Order).

THE PRESIDENT read Mr. Lupinacci's letter of resignation.

ELECTION OF REPLACEMENT for above vacancy - L. REED CLARK (R), 470 High Ridge Road.

MR. BITETTO nominated L. Reed Clark, 470 High Ridge Road, Republican, residing in the 14th District, as replacement for the vacancy created by the resignation of Mr. Lupinacci.

Mr. Clark was elected by unanimous vote and was sworn into office by the President, who administered the Oath of Office. He thereupon assumed his seat as a Member of the Board, representing the 14th District.

ACCEPTANCE OF MINUTES - Meeting of May 12, 1970 (Budget Meeting)
Meeting of June 1, 1970

The Minutes of the above meetings were accepted with one correction on Page 7298 of the Minutes of the Meeting of May 12th, second item from top of page, should be changed to read as follows:

DIVISION OF LAND AND BUILDING MAINTENANCE - FIRE DEPARTMENT
(instead of WELFARE BUILDING) which is incorrect.

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COMMITTEE REPORTS:

The reading of the Report of the Steering Committee was waived and entered in the Minutes and appears below:

STEERING COMMITTEE REPORT
Meeting held Monday, June 22, 1970

A meeting of the Steering Committee was held on Monday, June 22, 1970, at 8 P.M.

The meeting was called to order by the Chairman and President of the Board, Charles J. Heinzer, III. The following were present: Charles Heinzer, Stephen Ellsworth, Robert Exnicios, Stephen Kelly, Daniel Russbach, Jack Horner, Edward Scofield, Anthony Truglia, Alan Ketcham, John Boccuzzi, Joseph Bitetto and George Russell. Also present were William Murphy and Handy Dixon.

Absent were: Frederick Miller, Thomas Morris (ill) and Lois Pont-Briant, who was attending another meeting.

The following matters were acted upon:

(1) Mayor's Appointments

The appointments not acted upon at the May 4th meeting were ORDERED PLACED ON THE AGENDA under APPOINTMENTS COMMITTEE.

(2) Additional Appropriations

All additional appropriations approved by the Board of Finance at their regular meeting held June 11th and Special Meeting held tonight (June 22nd) were ORDERED ON THE AGENDA under FISCAL COMMITTEE, with all items in excess of \$2,000 referred to a Secondary Committee (per Rule #10, Page 5 of Rules of Order.)

- (3) Proposed Ordinance for final adoption - "AUTHORIZATION OF THE SALE OF A SIX INCH RESERVE STRIP ON DUNCANSON STREET IN THE CITY OF STAMFORD TO ALEXANDER R. KOPROSKI AND PATRICIA A. KOPROSKI" (Approved for publication 3/2/70; published 3/5/70; held in Committee 4/6/70, 5/4/70 and 6/1/70) - (See Mayor's letter of 2/1/70 and letter from Corporation Counsel of 2/10/70)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (4) Proposed Ordinance concerning INCREASE IN AUTOMOBILE PARKING FINES - Amending Chapter 19 of Code of General Ordinances entitled "MOTOR VEHICLES AND TRAFFIC" - (See letters from Corporation Counsel, dated 2/26/70; from Edward Scofield, 10th District, dated 2/11/70 and letter dated 3/11/70 from Leonard E. Cookney of law firm of Cressy, Melvin, Carter & Cookney) - (Held in Committee 4/6/70, 5/4/70 and 6/1/70)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE - Also referred to HEALTH & PROTECTION COMMITTEE

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- (5) Ordinance for final adoption - "AUTHORIZATION OF SALE AND EXCHANGE OF PROPERTY LOCATED AT CORNER OF GREYROCK PLACE AND BROAD STREET, CITY OF STAMFORD, BETWEEN DAVID RABINOWITZ AND CITY OF STAMFORD" - (Letter dated 4/17/70 from Office of Corporation Counsel to Mr. Bromley, former Chairman of L & R) - (Held in Committee 5/4/70; approved for publication 6/1/70; published 6/8/70)

NOTE: Board of Finance changed their resolution adopted 4/13/70 to read "BROAD STREET ASSOCIATES" in place of David Rabinowitz.

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE.

- (6) Proposed Ordinance - CONCERNING THE BRIBERY OF PUBLIC SERVANTS OR OFFICIALS OF THE CITY OF STAMFORD - (Letter from Mayor dated 5/13/70) - (Held in Committee 6/1/70)

The above matter was on the Agenda for the 6/1/70 Board Meeting under the Legislative & Rules Committee - ORDERED TAKEN OFF AGENDA.

- (7) Final adoption of Ordinance for "TAX EXEMPTION FOR THE BYZANTINE RITE DIOCESE OF STAMFORD, INC., church-owned property at 122 Clovelly Road - (Letter dated 5/1/70 from Penfield C. Mead, Atty.) - (Adopted for publication 6/1/70; published 6/8/70)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (8) Proposed Ordinance (from Assistant Corporation Counsel, John E. Smyth, in letter of 4/24/70) - CONCERNING ESTABLISHMENT OF FEES FOR BURGLAR ALARM AND FIRE ALARM TIE-IN SERVICE WITH THE POLICE AND FIRE DEPARTMENTS (Held in Legislative & Rules Committee 6/1/70)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE - Also referred to HEALTH & PROTECTION COMMITTEE

- (9) SALE OR LEASE OF CITY-OWNED LAND TO UNITED BROTHERHOOD OF CARPENTERS AND JOINERS, comprising 17.735 ft. - Proposed Ordinance attached to letter of 6/22/70 to President from Corporation Counsel - Day of Steering Committee meeting - also see letter of 6/17/70 to President, saying a proposed Ordinance would come along later. (Approved 5/20/70 by Board of Finance with stipulation that the question of whether this property should be sold or leased be left to the discretion and agreement of the Corporation Counsel and the attorney for the Union).

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (10) Proposed Ordinance (for publication) concerning EXCHANGE OF PROPERTIES BETWEEN CITY OF STAMFORD AND ANIELLO AND MILDRED ARIANO, located on Cold Spring Road, approximately 1,600 sq.ft. (Concerns the Washington Avenue Extension Project) - (Prepared by John Smyth, Asst. Corporation Counsel - Approved 5/19/70 by Board of Finance)

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ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE - Also referred to PUBLIC WORKS COMMITTEE

- (11) Proposed EASEMENT FROM CITY OF STAMFORD TO STAMFORD WATER COMPANY
(Mayor's letter dated 5/22/70) - NOTE: This should be an Ordinance, similar to Ordinance No. 186 adopted 2/2/70)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - ORDERED ON AGENDA

- (12) LEASE AGREEMENT - CITY OF STAMFORD TO GLENBROOK COMMUNITY CENTER, INC.
(Mayor's letter of 6/3/70 - NOTE: Not yet approved by Board of Finance; needs their prior approval.)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - ORDERED ON AGENDA

- (13) Resolution concerning ACQUISITION OF SCOFIELD BEACH PROPERTY - (Mayor's letter of 6/4/70 and Corporation Counsel's letter of 6/16/70) -
(NOTE: Approved 6/22/70 by Board of Finance)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - ORDERED ON AGENDA

- (14) Resolution concerning ACQUISITION OF OUR LADY STAR OF THE SEA BEACH -
(Mayor's letter of 6/4/70 and Corporation Counsel's letter of 6/16/70)
(NOTE: Approved 6/22/70 by Board of Finance)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - ORDERED ON AGENDA

- (15) Resolution concerning ACQUISITION OF ITALIAN CENTER DAY CAMP - (Mayor's letter dated 6/16/70)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - Not on Agenda

- (16) Two proposed Ordinances: (1) DEBRIS AND GARBAGE FEE SCHEDULE and (2) USE OF MULTI-PURPOSE INCINERATOR - (Mayor's letter of 6/1/70)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - Not on Agenda

- (17) Proposed Resolution - "AUTHORIZATION TO ENTER INTO AGREEMENT WITH SOUTH-FIELD POINT ASSOCIATION, INC., DOLPHIN COVE CORPORATION AND SOUNDVIEW FARMS" - (Letter from Corporation Counsel dated 6/17/70 to President)

REFERRED TO LEGISLATIVE & RULES COMMITTEE and ORDERED ON AGENDA

- (18) Proposed REVISED HOUSING CODE (42 pages) - (Letter dated 5/13/70 from Mayor)

REFERRED TO LEGISLATIVE & RULES COMMITTEE and HEALTH & PROTECTION COMMITTEE - ORDERED ON AGENDA

- (19) Concerning AUTHORIZATION FOR CITY TO ACQUIRE, BY CONDEMNATION, IF NECESSARY, THREE PROPERTIES ON NEWFIELD AVENUE FOR AN ELEMENTARY SCHOOL SITE (Resolution attached to Mayor's letter of 6/9/70)

REFERRED TO LEGISLATIVE & RULES COMMITTEE and EDUCATION, WELFARE & GOVERNMENT COMMITTEE - Not ordered on agenda.

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- (20) Request from Richard J. Tobin, member Conservation Commission in letter of 5/29/70 to INCREASE CONSERVATION COMMISSION FROM FIVE TO SEVEN MEMBERS - (Originally created by adoption of Ordinance No.141 October 1967)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - ORDERED ON AGENDA

- (21) Draft of proposed Ordinance PROHIBITING SEAPLANES TO LAND ON HOLLY POND - (Mayor's letter of 5/14/70)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - Not ordered on agenda.

- (22) Proposed Resolution, presented by Anthony Truglia, 5th District Representative at 2/10/70 meeting (page 7171 of Minutes) 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."

REFERRED TO LEGISLATIVE & RULES COMMITTEE and ORDERED ON AGENDA

- (23) Request by Anthony Truglia, 5th District Representative, to appoint a Special Investigating Committee under Section 204.2 of the Charter to investigate the manner in which RAPIDS ROAD, a private road, was processed and if there was any impropriety in the manner in which it was done (See Minutes of 5/4/70, page 7278 and Minutes of 6/1/70 page 7338)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - Not on Agenda

- (24) Property Exchange involving Washington Avenue Condemnations - William Verrastro, 71 North St. - (Letter to President from Corporation Counsel, dated 5/22/70)

REFERRED TO LEGISLATIVE & RULES COMMITTEE and PUBLIC WORKS COMMITTEE - Not on Agenda

- (25) Letter dated 6/16/70 from Chairman of STAMFORD SEWER COMMISSION concerning type of sewer to be installed for Third High School - (Refers to our Resolution #682 adopted 6/1/70 - See pages 7329-7330 of Minutes)

REFERRED TO SEWER COMMITTEE - ORDERED ON AGENDA

- (26) PETITION (presented by Fred Miller, 3rd District Rep. at 6/1/70 meeting) RE: TRAFFIC BOTTLENECK ON SOUTH END

REFERRED TO HEALTH & PROTECTION COMMITTEE - ORDERED ON AGENDA

- (27) Request from Four Property Owners on RAPIDS ROAD for a resolution to initiate bringing this Road up to proper conditions for acceptance under Chapter 64 of Charter (Letter dated 6/10/70)

REFERRED TO PLANNING & ZONING COMMITTEE - ORDERED ON AGENDA

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- (28) Concerning Babe Ruth Baseball Tournament Concession (From Friday, July 31 for a possible maximum of nine days - Profits, if any, to go to pay Tournament Expenses - Requested in letter dated 6/20/70 from Supt. of Parks & Trees)

REFERRED TO PARKS & RECREATION COMMITTEE - ORDERED ON AGENDA

- (29) Letter from Corporation Counsel (dated 6/17/70) concerning request for an opinion with regard to potential problems in the SOUTHEAST QUADRANT AREA arising out of conflict with Stamford's Zoning Regulations and the redevelopment contract

REFERRED TO URBAN RENEWAL COMMITTEE - ORDERED ON AGENDA

- (30) Copy of letter to URC Executive Director from Edward Connell, Supt. Dept. of Parks, regarding STATUS OF ALL WARS MEMORIAL - (Enclosed in letter dated 6/11/70 from Joseph LiVolsi, Chairman, Patriotic & Special Events Commission)

REFERRED TO URBAN RENEWAL COMMITTEE - ORDERED ON AGENDA

- (31) Proposed Resolution to Officially approve the CDAP PROGRAM - (Mayor's letter dated 5/15/70)

REFERRED TO CDAP COMMITTEE - ORDERED ON AGENDA

- (32) PETITION dated 6/3/70 Urging Board to "take positive action" on purchase of ITALIAN CENTER DAY CAMP - (Brought in by Mrs. Pont-Briant, 20th District Representative)

ORDERED ON AGENDA under PETITIONS

- (33) Regarding Changes in Committee Assignments

MR. TRUGLIA brought up the question of changes in Committee assignments due to the resignation of William Malloy, 12th District and the desire of Mr. Theodore Boccuzzi to be removed from all Committee assignments.

THE PRESIDENT suggested that Mr. Truglia present the suggested re-assignments so they can be announced at the next Board Meeting.

- (34) Procedure of SELLING LAND FILL BY CONTRACTOR.

REFERRED TO PUBLIC WORKS COMMITTEE - Not on Agenda

There being no further business to come before the Committee, on motion, duly seconded and CARRIED, the meeting was adjourned at 9.15 P.M.

Charles J. Heinzer, III, Chairman
Steering Committee

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MR. RUSSBACH, Chairman, reported that the Appointments Committee met on Thursday, July 2, 1970 in the Board of Representatives' Meeting Room and present were the following: Robert Exnicios, John Boccuzzi, Joseph Bitetto, Robert Costello and the Chairman. He reported on the following appointments; the Tellers distributed the ballots. The vote is recorded below:

GOLF AUTHORITYTerm Ending

ROBERT NOLAN (D)

VOTE: 23 yes

Jan. 1, 1972

110 Hope Street

14 no

(Replacing James Ippolito,
who resigned)ELDERLY STUDY COMMISSION

ANDY ROBUSTELLI (R)

" 31 yes

Dec. 1, 1972

74 Wedgemere Rd.

6 no

(Replacing Sarah Smith (R))

Two appointments which appear on the Agenda were held in Committee namely; Appointment of Louis Bacco (R) as a member of the Building Committee, to term ending Dec. 1, 1971 and the Appointment of Stearns E. Woodman (R) as a member of the Southwestern Regional Planning Agency, to term ending March 15, 1972.

FISCAL COMMITTEE:

MR. EXNICIOS, Chairman, reported that the Fiscal Committee met on July 2, 1970 with six members present, including John Boccuzzi, John DeForest, Mrs. Pont-Briant, William Puette and Gerald Rybnick (also the Chairman). He said various department heads and representatives from departments seeking appropriations appeared before the Committee. He reported on the following items:

- (1) \$5,000.00 - HEALTH DEPARTMENT - Code 511.0102 - Code Enforcement Task Force - To hire a Consultant to prepare applications for Federal Funds - (Mayor's letter 3/3/70) - (Held in Committee 5/4/70 and held in Health & Protection Committee on 6/1/70)

MR. EXNICIOS MOVED for approval of the above request. Seconded and CARRIED, with one abstention (Mrs. Pont-Briant) and one dissenting vote.

- (2) \$143,540.55 - Resolution No. 684 amending 1969-1970 Capital Projects Budget for Project known as "EXTENSION OF SANITARY SEWERS SOUTH OF THE PARKWAY" and appropriation therefor - (To pay Engineering services rendered by Kassner Associates) - (Mayor's letter 5/4/70) - (Deferred by Board of Finance 5/19/70 and approved on 6/22/70)

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MR. EXNICIOS said his Committee approved a REDUCED amount for this in the amount of \$143,540.55, it having been reduced from \$146,943.86 which had been approved by the Board of Finance. He MOVED for approval of RESOLUTION NO. 684. Seconded.

MR. EXNICIOS explained the reason for amending the amount was that the Committee asked for and received tonight a copy of a letter addressed to Commissioner of Finance George Aretakis from Kassner Associates in which it states that "this letter and invoice herewith represents full settlement of services rendered for the period set forth" and in adding these invoices up they come to the amount the Committee approved.

MR. BITETTO said this is being held in Committee by the Sewer Committee.

THE PRESIDENT said since this is being held in Committee there is nothing before us.

MR. MORRIS said this must not be held up any longer and MOVED TO REMOVE FROM COMMITTEE.

MR. TRUGLIA said he would like to hear why the Sewer Committee is holding this in Committee.

MR. BITETTO said he has a breakdown in a letter dated April 21, 1970 from the Mayor in which this is broken down in four parts. He read from the letter at this time.

MR. TRUGLIA said Mr. Bitetto has not answered the charges submitted by Mr. Morris.

MR. BITETTO said he does not believe these are charges but he is merely bringing out the "points of relevancy here".

MR. TRUGLIA said Mr. Morris said the Sewer Committee is causing harrassment in his District and curtailing sewer development in that area by holding this in Committee and wants to know if this is the case.

MR. BITETTO said he sees no reason that this would cause any harrassment. He asked the President to say a few words on this inasmuch as he has been involved.

THE PRESIDENT refused to debate.

MR. BIEDER said he would like to hear from the President. He said Mr. Bitetto has said that much of his speech is not relevant here and he really listened intently to find out why he was holding this in Committee and aside from the fact that the Sewer Commission apparently did something that he did not like, or that we did something that the Sewer Commission did not like, we are therefore going to keep in in Committee. He said one of the major issues in his District is the sewerage of the area around Crane Road and he must concur with Mr. Morris when he says that this has been bandied about for months now and it is time to bring it out on the floor and vote for it, unless there is something more than "irrelevancies" to the reasons for keeping it in committee and so far he has heard none.

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MR. DURSO said he is in favor of passing the resolution and does not want it held up any longer.

After considerable further debate, MR. LIVOLSI MOVED THE QUESTION. Seconded and CARRIED. Vote taken on removing this from Committee. CARRIED.

VOTE taken on approval of the following resolution. CARRIED with 33 in favor and 4 opposed:

RESOLUTION NO. 684AMENDING 1969-1970 CAPITAL PROJECTS BUDGET FOR PROJECT
KNOWN AS "EXTENSION OF SANITARY SEWERS SOUTH OF THE
PARKWAY" AND APPROPRIATION OF \$143,540.55 THEREFOR

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford to amend the 1969-1970 Capital Projects Budget by adding to Project known as "EXTENSION OF SANITARY SEWERS SOUTH OF THE PARKWAY" the sum of \$143,540.55 in accordance with the provisions of Sec.611.5 of the Stamford Charter and appropriation of aforesaid sum therefor in order to pay Engineering Services rendered by Kassner Associates.

- (3) \$24,865.15 - BOARD OF EDUCATION - To cover additional costs for BLUE CROSS, LIFE INSURANCE and EXTRA PAY FOR EXTRA WORK PROGRAM (Under their two-year contract 1968-1970) - (Letter dated 4/30/70 from Dr. Porter) - (REDUCED by Board of Finance 6/11/70 from \$54,700.00)

MR. EXNICIOS said the Committee voted to HOLD THIS IN COMMITTEE. However, he said, they asked him to give an explanation. He said the reason they held this in Committee is that the Board of Education requested a sum of \$54,700. to pay for the increased rate of the Blue Cross, Life Insurance and extra work program, and the Board of Finance saw fit to reduce this amount by \$29,835.00. He said subsequent to the June Meeting, the Board of Education said they could not live with this amount of money and was coming back to the Board of Finance for another appropriation of \$29,835.00. He said it was the sense of the Committee that instead of handling this matter "piecemeal" and get into a hassle between the Board of Finance and the Board of Education that they would hold it in Committee until such time as it is resolved as to whether or not the entire amount would be passed.

- (4) \$8,500.00 - HEALTH DEPARTMENT - Code 510.0923, Methadone Treatment Program for 1969-1970 fiscal year - To be reimbursed from State of Conn. (Mayor's letter of 5/27/70) - NOTE: This request is in two parts - Board of Finance only approved amount for 1969-1970 fiscal year - Will approve the balance of \$50,000. for the 1970-71 fiscal year sometime after July 1st)

MR. EXNICIOS MOVED for approval of the above request. Seconded and CARRIED with one "no" vote and one abstention (Mrs. Pont-Briant).

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- (5) \$15,770.22 - BOARD OF EDUCATION - To be reimbursed from State of Connecticut as a 100% Federal Grant under Title II, Elementary and Secondary Education Act for Library-Audio Visual Resources for fiscal year 1969-1970 - (Letter from Dr. Porter, Supt. of Schools, dated 6/1/70) - (Under terms of Resolution #684 adopted 12/8/69)

MR. EXNICIOS MOVED for approval of the above request. Seconded by Mr. Miller, who said the Education, Welfare & Government Committee concurs. CARRIED with one abstention Mrs. Pont-Briant.

- (6) \$220,997.00 - Requested by Controller - Year end balance of accounts, as follows: (Mayor's letter 6/11/70)

Code 159.0000 Major Medical -----	\$ 52,000.00
" 160.0000 Social Security -----	50,000.00
" 161.0000 Hospitalization -----	41,000.00
" 165.0000 Medical Benefits, Fire Retirees -----	4,600.00
" 166.0000 Medical Benefits, Police Retirees -----	8,800.00
" 130.0000 General Insurance -----	22,000.00
" 132.0000 Employees' Medical & Hospital -----	42,597.00
	<u>\$220,997.00</u>

MR. EXNICIOS MOVED for approval of the above request. Seconded by Mr. Miller, who said the Education, Welfare & Government Committee concurs. CARRIED with one abstention Mrs. Pont-Briant.

- (7) \$24,865.25 - Resolution No. 685 amending 1969-1970 Capital Projects Budget, by adding to Project known as "POLICE GARAGE" above sum and appropriation therefor - (Mayor's letter of 6/4/70) - (REDUCED by Board of Finance from \$36,301.06 originally requested)

MR. EXNICIOS MOVED for approval of the following resolution. Seconded by Mr. Russell, who said the Health & Protection Committee concurs. Also approved by the Public Works Committee and CARRIED with one abstention Mrs. Lois Pont-Briant:

RESOLUTION NO. 685

AMENDING 1969-1970 CAPITAL PROJECTS BUDGET BY ADDING \$24,865.25 TO THE PROJECT KNOWN AS "POLICE GARAGE" AND APPROPRIATION THEREFOR

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford to amend the 1969-1970 Capital Projects Budget by adding to Project known as "POLICE GARAGE" the sum of \$24,865.25 in accordance with the provisions of Sec. 611.5 of the Stamford Charter and appropriation of aforesaid sum therefor.

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- (8) \$5,000.00 - Resolution No. 686 amending 1969-1970 Capital Projects Budget by adding to Project known as "SANITARY SEWERS SOUTH OF THE PARKWAY" above sum and appropriation therefor - (Mayor's letter of 6/1/70)

MR. EXNICIOS MOVED for approval of the following resolution. He said this is for Police guards around the sewer projects, namely, the Toilsome Brook Sanitary Sewer Project which the Sewer Commission has no control over. He said the Police Department decides how many men and how many hours are needed to guard the excavation. Seconded by Mr. Bitetto, who said the Sewer Committee concurs. CARRIED, with one abstention, Mrs. Lois Pont-Briant.

RESOLUTION NO. 686

AMENDING 1969-1970 CAPITAL PROJECTS BUDGET BY ADDING \$5,000.00 TO PROJECT KNOWN AS "SANITARY SEWERS SOUTH OF THE PARKWAY" AND APPROPRIATION THEREFOR

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford to amend the 1969-1970 Capital Projects Budget by adding to Project known as "SANITARY SEWERS SOUTH OF THE PARKWAY" the sum of \$5,000.00 in accordance with the provisions of Sec. 611.5 of the Stamford Charter and appropriation of aforesaid sum therefor, which is needed for police protection services.

- (9) \$19,136.47 - REGISTRARS OF VOTERS - Code 102.5105, Primary Expense - (Mayor's letter undated, but approved on 6/11/70 by Board of Finance)

MR. EXNICIOS MOVED for approval of the above request. Seconded by Mr. Miller, who said the Education, Welfare & Government Committee concurs. CARRIED with one abstention, Mrs. Pont-Briant.

- (10) \$21,289.82 - LAW DEPARTMENT - (Mayor's letter, undated bu received 6/8/70 for the following)

Code 110.0305 Photocopy supplies -----	\$ 148.84
" 110.0501 Telephone & Telegraph -----	276.90
" 110.0103 Overtime -----	1,500.00
" 110.1401 Rental MT/ST -----	391.00
" 110.0901 Professional Services -----	18,973.00
	<u>\$21,289.82</u>

MR. EXNICIOS MOVED for approval of the above request. Seconded by Mr. Boccuzzi.

MR. RUSSBACH spole against the appropriation for the reason that he is very much opposed to the \$18,973.00 for Professional Services. He said it

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seems that the fee for the labor negotiator goes up considerably every year and it went from \$50 an hour to \$65 an hour which he believes to be excessive. He said he feels this is wrong and intends to vote against it.

MR. KETCHAM asked if this represents the service of an attorney or a labor negotiator.

MR. EXNICIOS said if you can separate the two he would say that the bulk of the work is for a labor negotiator, but it also probably requires an attorney to do the negotiating.

THE PRESIDENT called for a VOTE on the motion to approve this appropriation. LOST, by a vote of 18 in favor, 10 opposed and one abstention. (Needs a two-thirds vote of those present to carry)

(11) \$2,131.28 - FIRE DEPARTMENT PENSION for Fireman John A. Ginolfi, placed on "Veterans' Reserve" effective Nov. 1, 1969 based on annual pension of \$3,196.88, or 37½% of his annual salary of \$8,525.00 (Mayor's letter of 4/1/70)

MR. EXNICIOS MOVED for approval of the above request. Seconded and CARRIED with one abstention (Mrs. Pont-Briant).

(12) \$467,779.00 - PUBLIC WORKS DEPARTMENT-Code 606.0609, Snow Removal and Flood Emergency - (Mayor's letter of 4/1/70)

MR. EXNICIOS MOVED for approval of the above request. He explained that this appropriation actually refers to various code numbers as explained in the Mayor's letter and attachments thereto. Seconded.

MR. TRUGLIA said he has a question. He asked how much overtime is involved.

MR. EXNICIOS said the projected overtime is \$311,400.00 and they covered \$198,500.00 of this with money from surplus salaries which were put into the Overtime Account.

MR. SCOFIELD said the Public Works Committee concurs except that they want to AMEND the appropriation under Code 653.0000 Repairs to DELETE \$50,560.00 until such time as this Committee can be assured that better maintenance is forthcoming. He said this is not harrassment, but for a matter of months we have asked for a preventive maintenance program to be instituted and also that an evening shift be instituted as is the practice within private industry and third, that a separate Code Number be instituted for the care of personnel owned vehicles and that allowable personnel repairs be clearly defined and four that a leasing program be explored in the interests of establishing a sounder basis of operation. Seconded.

MR. EXNICIOS said this money has been expended for the present fiscal year by the Public Works Department, which has now ended and they have expended this money and do need it. He said he favors controls, but thinks it is a little late as the "barn door" has now been closed and the money is spent, and can see no reason to hold up the appropriation, because it will just be back in the committee next month and is a waste of time.

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MRS. PONT-BRIANT said, regarding the amendment, as of May 31st on the appropriation sheets, they are overdrawn \$37,291.53 in this account. She said we may get into a bind if this is not approved.

MR. CONNORS said he would like to know how anybody can tell ahead of time how many repairs they are going to have to make over a period of a year.

MR. SCOFIELD said if Mr. Connors or Mr. Exnicios has any way of forcing the Public Works Department to operate the Department in an effective manner, he wishes they would speak up, but for months they have asked them to make changes down there in order to be more knowledgeable about what they are doing and in line with the way that industry does it. He said the garage on Magee Avenue is a disgrace - that they do not make repairs and trucks are lying around for months on end and he sees no other way to impress upon them that we would like to have some changes made. He said he thinks this is the only way in which we can get a change.

MR. EXNICIOS said he agrees with everything the previous speaker has said, but he will have to repeat that this money has been expended and would suggest that an alternative would be that instead of coming in at the end of the year that the Fiscal Committee be advised on a quarterly basis as to the forecast of the projected deficit so that we can keep control as we go along.

MR. KETCHAM said part of the deficit on the overtime account was taken from the unexpended salary account to the tune of some \$158,000.00 so money was apparently available to employ people.

VOTE taken on the amendment as offered by Mr. Scofield. LOST by a vote of 15 in favor and 18 opposed.

MR. RUSSBACH said he doesn't want to speak either for or against this appropriation, but would just like to point out a couple of things and that is if we approve this money tonight, so far we will have spent almost a Million Dollars of the taxpayers' money which is a little more than a mill. He said regardless of the Administration, after we have approved the Capital and Operating Budgets (which this year was approximately a total of 70 million dollars) we continue to receive requests like this every month. He said he thinks we are far too liberal with the taxpayers' money and far too liberal in allowing departments to continually come in with "emergency" requests after their budgets have been adopted every year. He said this last year he calculated and found out that we are appropriating one-half mill a month for a period of two years during the last Administration, which comes to 6 Mills per year in additional taxation. He said he does not think everyone actually realizes what we are doing by approving these additional appropriations each month. He said he would like to see this Board take a little tougher attitude before approving these requests, because we are constantly increasing the taxpayers' burden with every Board meeting.

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He said he thinks a Budget is something that should be adhered to and only under the most exceptional circumstances should additional appropriations be approved.

After considerable further debate, MR. DURSO MOVED THE QUESTION. Seconded and CARRIED.

VOTE taken on the main motion - to approve the appropriation of \$467,779.00 for the Public Works Department. CARRIED with three abstentions - Mr. Morabito, Mr. Russbach and Mrs. Pont-Briant.

(13) \$3,200.18 - POLICE DEPARTMENT - Code 530.0501 - (Mayor's letter of 4/1/70)

(NOTE: Partially approved 5/4/70 - Above balance not approved at that time as it had been deferred by the Board of Finance, but was later approved by them).

MR. EXNICIOS MOVED for approval of the above request. Seconded by Mr. Russell, who said the Health & Protection Committee also concurs in approval.

MR. EXNICIOS explained that this appropriation is for Telephone & Telegraph. CARRIED with one abstention (Mrs. Pont-Briant).

(14) - \$102,839.00 - BOARD OF EDUCATION - To be 100% reimbursed by State of Connecticut as a Federal Grant under Title 1, Elementary & Secondary Education Act, for "Aspiration Education, Project 135-2, fiscal year 1969-1970, to fund summer programs and English as a Second Language Program -
(Under terms of Resolution No. 648 adopted Dec. 8, 1969)
(Letter from Dr. Porter, Supt. of Schools, dated 6/1/70)

MR. EXNICIOS MOVED for approval of the above request. Seconded by Mr. Miller, who said the Education, Welfare & Government Committee also approved. CARRIED, with one abstention (Mrs. Pont-Briant).

(15) Resolution No. 687 - Authorizing the Board of Education to Execute Loan and Grant Agreements in accordance with recommendations of the Bond Counsel - (Requested in Mayor's letter of 7/2/70)

MR. EXNICIOS MOVED for SUSPENSION OF THE RULES in order to take up the above request in order to allow the Board of Education to receive Grants from the State for funding of the Third Sr. High School and for Elementary Schools Nos. 1, 2 and 3. He said this is requested upon advice from the Bond Counsel. Seconded and CARRIED unanimously.

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

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RESOLUTION NO. 687

AUTHORIZING THE BOARD OF EDUCATION TO EXECUTE LOAN AND GRANT
AGREEMENTS.

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford that the Chairman of the Board of Education is authorized on behalf of the City to execute an agreement for a State Loan and Grant in aid of each of the following school building projects, namely:

<u>PROJECT</u>	<u>STATE PROJECT NO.</u>
THIRD SENIOR HIGH SCHOOL -----	135-67-27N
ELEMENTARY SCHOOL NO. 1 -----	135-69-31N
ELEMENTARY SCHOOL NO. 2 -----	135-69-32N
ELEMENTARY SCHOOL NO. 3 -----	135-69-33N

and for a State Grant in aid of the acquisition of the site of each of the following projects, namely:

THIRD SENIOR HIGH SCHOOL -----	135-67-27N
ELEMENTARY SCHOOL NO. 1 -----	135-69-31N
ELEMENTARY SCHOOL NO. 2 -----	135-69-32N
ELEMENTARY SCHOOL NO. 3 -----	135-69-33N

in substantially the forms of the Loan and Grant agreement heretofore prepared by the State Board of Education (Form No. ED-057-a, b or c, whichever is appropriate), and to forward one or more counterparts thereof to the State Board of Education, together with such other documents evidencing the authorization of the execution thereof as may be required by said Board.

CONCERNING COMPLETE OVERHAULING OF THE PRESENT TAX STRUCTURE OF THE CITY

MRS. PONT-BRIANT said she wants to clarify her stand on the additional appropriations recently voted upon, and read from a letter addressed to Mr. Heinzer, Board President:

"I respectfully request that a complete overhauling of the present tax structure of the City of Stamford be accomplished by the proper City officials. The system of setting the mill rate in the City is in dire need of analysis and readjustment in order to establish a mill rate applicable to each of its citizens that is both fair, impartial and pertinent to their respective locations and related to services rendered thereon."

MRS. PONT-BRIANT asked the President to assign this request to the proper Committee of the Board and City Officials responsible for its fulfillment.

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She said she has facts and figures that have been given to her. She said the way of setting the mill rate is antiquated and the people living in the 20th District are very much upset about their tax increase. In view of this, she said she believes that the whole tax structure should be reassessed.

CDAP COMMITTEE:

MR. GUROIAN MOVED for SUSPENSION OF THE RULES in order to vote on a matter before the CDAP Committee. Seconded.

MR. MORRIS said he is perfectly willing to suspend the rules, but he wants the assurance that the Members will remain after discussing the matter.

THE PRESIDENT reminded the Members that no Member, according to the Rules of Order, may leave without the permission of the Board.

VOTE taken on Mr. Guroian's motion to suspend the rules. CARRIED with one "no" vote.

MR. MURPHY presented his Committee report. He said the Committee had two open Committee Meetings for the Board Members - one on May 27, 1970 and the other on July 1, 1970. He said Mr. Robert Cabana, Director of CDAP discussed the plan with all Board Members who were present.

He said the Committee endorses the resolution approving the Stamford Community Development Action Plan, and HE SO MOVED. He said the Clerk has some amendments to the resolution.

THE PRESIDENT said everyone has a copy of the resolution so it will not be necessary to read it.

MRS. PONT-BRIANT said there is an amendment which every one received tonight in their "package", which becomes No. 7.

MR. BIEDER said the original proposal which he has is contained in a letter from the Mayor dated May 15, 1970 and has 6 paragraphs at the end of the resolution.

MR. KETCHAM MOVED to amend by striking out the words "...at this time..." Seconded and CARRIED.

MR. GUROIAN spoke against the amendment. He said this amendment and all subsequent amendments must be deleted along with the main motion. He spoke for one-half hour.

MRS. PONT-BRIANT spoke as a Member of the CDAP Committee. She said there has been a lot of misunderstanding about the "Base Line Report" and there are a lot of items in it which are not in the summary because the respective Committees did not take them after the research stage. She said on Page 3 of the book, dated May, 1970, it does state regarding the "Base Line Report" that it includes extensive back-up material a lot of which is not agreeable to the people here. She said it was at her request that this amendment

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be made so that we would not be held to the "Base Line Report". She said the summary does not have every particular, but the base line does, so it is the purpose to divorce this connection in the resolution so the Board will not be held, as a body to that "Base Line Report". She said she inquired about this at the July 1st meeting and was told that the "Base Line Report" is back-up material only and a source of information only. She said she was told that we could, if we wish, throw it away if we vote on any particular item in this summary and with this amendment we will not be held (if we vote in favor), to any particular item in the "Base Line Report".

MR. KETCHAM said he wished to explain his stand and that he would never go along with anything that would destroy zoning in Stamford and understands how Mr. Guroian feels. He said he believes that the housing provisions can be divorced from the sociological aspects of CDAP. He offered in place of the previous amendment submitted, the following and MOVED for its approval:

7. That the "Base Line Report" or "The Community Development and Renewal Program, 1969, for Stamford, Connecticut, prepared by Schwartz, Fichtner, Bick and Associates, City and Regional Planning Consultants of Philadelphia, Pennsylvania and Stamford, Connecticut" is specifically excluded and deleted from The Community Development Action Plan, or any part thereof;

MRS. PONT-BRIANT withdrew the original amendment in favor of the one just submitted by Mr. Ketcham and seconded his motion.

MR. BIEDER said he thinks the issue is being confused by "Red Herrings" being drawn across the trail and by the constant alluding to the "Base Line Report" and the "summary" to make us believe that we are actually voting on the base line report and are not voting on the Community Development Action Plan. He said he does not think it can be more clearly presented than by a direct question and a direct answer to Mr. Cabana at the meeting on July 1st which Mr. Guorian attended, and the question was asked at that time: "What do you mean when you say that the 'Base Line Report' is used as extensive back-up material?" and the answer, very specifically given was that "Yes, the 'Base Line Report' is extensive back-up material, but also is anything in the Ferguson Library". He said anything that pertains to the 12 subjects that CDAP refers to can be looked at as extensive back-up material. He said the amendment as proposed by Mr. Ketcham makes it specifically clear that we are voting on this yellow document that is in front of us and that is the only thing that we are bound by. He urged a vote in favor of Mr. Ketcham's amendment.

VOTE taken on the amendment as offered by Mr. Ketcham. CARRIED with two "no" votes.

MR. KETCHAM presented four additional amendments which he said he feels will clarify and tighten up the wording so that it will meet the objections of some of the Board Members. He presented the following amendment, as Paragraph 8:

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8. That the proposed Master Plan (which, to date, is still not a matter of public record) is specifically excluded and deleted from the Community Development Action Plan, or any part thereof;

MR. KETCHAM MOVED for approval of the above. Seconded and CARRIED with two "no" votes.

MR. KETCHAM presented the following amendment, as Paragraph 9. Seconded and CARRIED with one "no" vote:

9. That the Master Plan Updating of Proposed Housing Locations prepared for the Stamford Planning Board by Schwartz, Fichtner, Bick and Associates, 1969, including the proposed RD1, RD2 and RD3 zones as designated on Pages 20 and 34 of the Supplement is specifically excluded and deleted from the Community Development Action Plan or any part thereof;

MR. KETCHAM presented the following amendment as Paragraph 10. Seconded CARRIED unanimously, with the vote clarified, as amended by Mr. Murphy:

10. That any change, either major or minor, in the Community Development Action Plan must be approved by vote of the Board of Representatives;

MR. BIEDER asked the President for a ruling. He asked if this Board is authorized to change this by amendment or by resolution right now - as to what the vote must be on any issue.

THE PRESIDENT said this is a resolution and we can amend a resolution any way that we wish.

MR. BIEDER said he is referring to the amendments - and do we have the authority to say that any particular issue that we may vote on in the future - that this Board has to pass it by a certain vote, or does the Charter say that resolutions that are passed by this Board shall be passed by a clear majority of the Board.

THE PRESIDENT said an amendment saying a two-thirds vote is necessary could easily be knocked out by a majority vote.

MR. BIEDER said that is not the point he is making. He said what he is saying is do we have the authority to say by what vote we may pass something in the future? He asked if this is not laid down in the Charter by certain guidelines.

THE PRESIDENT said as part of a particular resolution it could be possible, but it would be foolish because the resolution could be knocked out by a majority vote - in other words, if you did not get a two-thirds vote then you could take a vote to knock out the original resolution.

MR. GUROIAN said he has a question - if the CDAP plan is approved tonight - will this go in a package to Hartford?

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THE PRESIDENT said if we approve this by resolution - it may turn out that we can't amend the plan, but we certainly can amend our own resolution, which means that if it goes to Hartford and they fail to approve of our changes, they will say that we really did not enact this.

MR. BIEDER rose on a point of information, regarding No. 9. He asked if the Mayor's message struck out RD1, RD2 and RD3?

THE PRESIDENT informed the speaker that it did.

MR. KETCHAM presented the following amendment to Paragraph 6. He said if we pass this as presented we will be committing ourselves to the completion of the Plan, therefore proposed the insertion of the words "to date" between the words "The City has", and the words "fulfilled its responsibility.." to read as follows:

6. That the City has, to date, fulfilled its responsibility for the provision of local grants-in-aid to the extent necessary and required for the preparation and completion of the Community Development Action Plan;

The above amendment was seconded and CARRIED unanimously.

MR. SCOFIELD presented the following amendment as Paragraph 11. Seconded and CARRIED unanimously:

11. That any and all applications (for funds) must have the prior approval of the Board of Representatives.

THE PRESIDENT called for a VOTE on the following resolution as amended.

MR. MURPHY'S motion, as amended, for approval of the following resolution, was presented. Seconded. The resolution follows:

RESOLUTION NO. 688APPROVING COMMUNITY DEVELOPMENT ACTION PLAN

WHEREAS, pursuant to Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, as amended, the Commissioner of Community Affairs is empowered to extend financial assistance to local housing authorities, municipalities, human resource development agencies, and non-profit corporations; and

WHEREAS, the preparation of a Community Development Action Plan is a prerequisite for such financial assistance; and

WHEREAS, it was desirable and in the public interest that the City of Stamford did make application to the State for financial assistance to prepare a Community Development Action Plan; and

WHEREAS, the Community Development Action Plan Agency was created by Resolution No. 552 adopted by the Board of Representatives on March 4, 1968

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and therein it was directed to prepare a Community Development Action Plan; and,

WHEREAS, it was desirable and in the public interest that the City of Stamford did prepare a Community Development Action Plan in accordance with the provisions of Section 8-207 of the Connecticut General Statutes, as amended; and

WHEREAS, after public notice, said Community Development Action Plan was the subject of a public hearing in the City of Stamford on May 21, 1970;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES OF THE CITY OF STAMFORD:

1. That the Stamford Community Development Action Plan, dated April 29, 1970 is hereby approved;
2. That the Community Development Action Plan shall be used for a guide for future community development decisions of the City of Stamford;
3. That, in accordance with Section 8-207 of the Connecticut General Statutes, as amended, "The municipality shall make every reasonable effort to implement and execute the Community Development Action Plan";
4. That the City of Stamford, by preparing and maintaining a Community Development Action Plan, is eligible for State financial assistance from the Commissioner of Community Affairs, and should apply for such assistance as needed;
5. That the Community Development Action Plan be submitted to the Department of Community Affairs;
6. That the City has, to date, fulfilled its responsibility for the provision of local grants-in-aid to the extent necessary and required for the preparation and completion of the Community Development Action Plan;
7. That the "Base Line Report" or "The Community Development and Renewal Program, 1969, for Stamford, Connecticut, prepared by Schwartz, Fichtner, Bick and Associates, City and Regional Planning Consultants of Philadelphia, Pennsylvania and Stamford, Connecticut" is specifically excluded and deleted from The Community Development Action Plan, or any part thereof;
8. That the proposed Master Plan (which, to date, is still not a matter of public record) is specifically excluded and deleted from the Community Development Action Plan, or any part thereof;
9. That the Master Plan Updating of Proposed Housing Locations prepared for the Stamford Planning Board by Schwartz, Fichtner, Bick and Associates, 1969, including the proposed RD1, RD2 and RD3 zones as designated on pages 20 and

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34 of the Supplement is specifically excluded and deleted from the Community Development Action Plan or any part thereof;

10. That any change, either major or minor, in the Community Development Action Plan must be approved by vote of the Board of Representatives;

11. That any and all applications (for funds) must have the prior approval of the Board of Representatives.

MR. MURPHY spoke in favor of the above resolution No. 688.

After considerable debate, MR. HORNER MOVED to TABLE for one month. Seconded. LOST by a vote of 9 in favor and 28 opposed.

The debate continued for another hour.

MR. HORNER MOVED the question. Seconded and CARRIED.

A MOTION was made for a ROLL CALL VOTE. A sufficient number having requested this (1/5th of those present) the following roll call vote was taken on Resolution No. 688, as amended:

MR. MURPHY questioned the vote needed to carry. The President said a simple majority is required. The vote was taken and CARRIED by a vote of 19 in favor, 16 opposed, with one abstention (Mrs. Varney) and the President not voting (except in the case of a tie):

THOSE VOTING IN FAVOR:

BIEDER, Richard (D)
BOCCUZZI, John (D)
CAPORIZZO, William (R)
DeFOREST, John (R)
DIXON, Handy (D)
DURSO, Robert (D)
ELLSWORTH, Stephen (R)
HORNER, Watson (R)
KETCHAM, Alan (R)
MORRIS, Thomas (R)
MURPHY, William (D)
NAU, Matthias (R)
PONT-BRIANT, Lois (R)
PUETTE, William (R)
ROOS, John (R)
RUSSELL, George (R)
SCOFIELD, Edward (R)
SHERMAN, Edith (R)
TRUGLIA, Anthony (D)

THOSE VOTING IN OPPOSITION:

BITETTO, Joseph (R)
CHIRIMBES, Peter (R)
CONNORS, George (D)
COSTELLO, Robert (D)
DOMBROSKI, Edward (D)
EXNICIOS, Robert (R)
GUROIAN, Armen (D)
KELLY, Stephen (D)
LIVOLSI, Frank (D)
CLARK, Reed (R)
MILLER, Frederick (D)
MORABITO, Joseph (D)
PENSIERO, Joseph (D)
RAVALLESE, George (D)
RUSSBACH, Daniel (R)
RYBNICK, Gerald (D)

ABSTENTION:

VARNEY, Kim (R)

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THE PRESIDENT announced the motion as having CARRIED by a vote of 19 yes, 16 no with one abstention.

MR. MURPHY and MR. CONNORS asked what the vote has to be to carry.

THE PRESIDENT replied a simple majority vote of those present is needed.

MR. CONNORS asked if the President would get a ruling from the Corporation Counsel.

THE PRESIDENT said this would be possible. He called for a vote on the motion to get a ruling from the Corporation Counsel on this. Seconded and CARRIED unanimously.

LEGISLATIVE & RULES COMMITTEE:

MR. ELLSWORTH reported that his Committee met on June 29th with the following members present: Messrs. Ellsworth, Bieder, Mrs. Sherman, Murphy, LiVolsi, Puette and Morabito. He reported on the following items:

- (1) Proposed Ordinance for final adoption - "AUTHORIZATION OF THE SALE OF A SIX INCH RESERVE STRIP ON DUNCANSON STREET IN THE CITY OF STAMFORD TO ALEXANDER R. KOPROSKI AND PATRICIA A. KOPROSKI" - (Approved for publication 3/2/70; published 3/5/70; held in Committee 4/6/70; again on 5/4/70 and 6/1/70) - (See Mayor's letter of 2/1/70 and letter dated 2/10/70 from Corporation Counsel)

MR. ELLSWORTH MOVED for final adoption of the above Ordinance.

MR. BITETTO read a letter from the River Bend Association, the Members of this Association being concerned about this property. He said the letter is addressed to all Members of the Board of Representatives, asking them to vote against this Ordinance. He said in view of the fact that these property owners are concerned about this matter, that it be returned to Committee for further study and SO MOVED. Seconded and CARRIED that it be returned to the Legislative & Rules Committee.

- (2) Proposed Ordinance concerning INCREASE IN AUTOMOBILE PARKING FINES - Amending Chapter 19 of Code of General Ordinances entitled "MOTOR VEHICLES AND TRAFFIC" - (See letters from Corporation Counsel, dated 2/26/70; from Edward Scofield, 10th District, dated 2/11/70 and letter dated 3/11/70 from Leonard E. Cookney of law firm of Cressy, Melvin, Carter & Cookney) - (Held in Committee 4/6/70, 5/4/70 and 6/1/70)

MR. ELLSWORTH said this is being held in Committee as they are not satisfied with the wording of the proposed Ordinance.

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- (3) Ordinance No. 193 - "AUTHORIZATION OF SALE AND EXCHANGE OF PROPERTY LOCATED AT CORNER OF GREYROCK PLACE AND BROAD STREET, CITY OF STAMFORD, BETWEEN DAVID RABINOWITZ AND CITY OF STAMFORD" - (Letter dated 4/17/70 from Office of Corporation Counsel to Mr. Bromley, former Chairman of L & R) - (Held in Committee 5/4/70; approved for publication 6/1/70; published 6/8/70)

MR. ELLSWORTH MOVED for final approval of the following Ordinance.
Seconded and CARRIED unanimously:

ORDINANCE NO. 193 SUPPLEMENTAL

AUTHORIZATION OF THE SALE AND EXCHANGE OF PROPERTY LOCATED AT THE CORNER OF GREYROCK PLACE AND BROAD STREET IN THE CITY OF STAMFORD, BETWEEN DAVID RABINOWITZ AND THE CITY OF STAMFORD

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

In conformity with Section 488 of the Stamford Charter and notwithstanding any provisions of Chapter 2, Sections 2-24 to 2-27 inclusive, of the Code of General Ordinances of the City of Stamford, the sale and exchange between the City of Stamford and David Rabinowitz of the following properties:

Parcel "A" - To be conveyed to the City of Stamford by David Rabinowitz for no consideration.

ALL that certain piece, parcel or tract of land situated in the City of Stamford, County of Fairfield and State of Connecticut, bounded and described as follows:

Beginning at a point on the northerly street line of Broad Street as it now exists, where the same is intersected by the easterly street line of Greyrock Place, said point being the southwest corner of land of David Rabinowitz, thence in a northerly direction along said easterly street line of Greyrock Place N 0 degrees 56' 26" E a distance of 11.58 feet, thence in a southeasterly direction through land of said David Rabinowitz on a curve to the left the radius of which is 20.00 feet, a distance of 12.2350 feet to the said northerly street line of Broad Street, thence in a westerly direction along said northerly street line of Broad Street N 89 degrees 03' 34" W a distance of 3.69 feet to the point or place of beginning, said Parcel "A" contains 14 square feet, and is more particularly shown and delineated on a certain map entitled "Map Showing Property To Be Exchanged Between Urban Redevelopment Commission For The City Of Stamford and David Rabinowitz Stamford, Conn." prepared by Parsons, Bromfield and Redniss Engineers & Surveyors Stamford, Conn. The above described parcel of land lies in Block 177 Stamford Land Records.

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Parcel "B" - To Be Conveyed by the City of Stamford to David Rabinowitz for the price of TWO THOUSAND DOLLARS (\$2,000.00)

ALL that certain piece, parcel or tract of land situated in the City of Stamford, County of Fairfield, and State of Connecticut, bounded and described as follows:

Beginning at a point on the northerly street line Broad Street, as it now exists, at the Division line between land of the Urban Redevelopment Commission and the herein described parcel of land, said point being a distance of 126.77 feet more or less from the easterly street line of Greyrock Place, as measured along said northerly street line of Broad Street, thence in a westerly direction along the proposed northerly street line of Broad Street S 86 degrees 23' 42" W a distance of 105.517 feet, thence on a curve to the right the radius of which is 20.00 feet, a distance of 20.653 feet to land of David Rabinowitz, thence in an easterly direction along said land of David Rabinowitz S 89 degrees 03' 34" E a distance of 123.08 feet to the point or place of beginning, said Parcel "B" contains 549 square feet, and is more particularly shown and delineated on a certain map entitled "Map Showing Property To Be Exchanged Between Urban Redevelopment Commission For The City of Stamford and David Rabinowitz Stamford, Conn." prepared by Parsons, Bromfield & Redniss Engineers & Surveyors Stamford, Conn. The above described parcel of land lies in Block 177 Stamford Land Records.

Is hereby authorized.

The Mayor of the City of Stamford is hereby authorized and empowered to act for the City of Stamford and to execute and deliver all documents necessary to transfer title to such above described property to grant the conveyance aforesaid.

This Ordinance shall take effect on the date of its enactment.

- (4) Final adoption of Ordinance No. 194 - "TAX EXEMPTION FOR THE BYZANTINE RITE DIOCESE OF STAMFORD, INC., "church-owned property at 122 Clovelly Road - (Letter dated 5/1/70 from Penfield C. Mead, Atty.),- (Adopted for publication 6/1/70; published 6/8/70)

MR. ELLSWORTH MOVED for approval for final adoption of the following Ordinance. Seconded and CARRIED unanimously:

ORDINANCE NO. 194 SUPPLEMENTAL

PROPERTY TAX EXEMPTION FOR THE BYZANTINE RITE DIOCESE OF STAMFORD, INC. UNDER PROVISIONS OF PUBLIC ACT NO. 311-(1967 Session)

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Pursuant to Public Act No. 311 of the January Session of the General Assembly 1967 the Commissioner of Finance be and is hereby authorized and directed to reimburse the Byzantine Rite Diocese of Stamford, Inc. an

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eleemosynary institution, in an amount of \$130.10 paid by said Byzantine Rite Diocese of Stamford, Inc. for real estate taxes on the List of September 1, 1968 on property purchased by it for purposes of residence of Sisters, from Charlotte Betty Osterby at 122 Clovelly Road in the City of Stamford, Connecticut, and further to exempt said Byzantine Rite Diocese of Stamford, Inc. from the payment of taxes assessed in the name of said Charlotte Betty Osterby on the List of September 1, 1969 due and payable July 1, 1970.

This Ordinance shall take effect on the date of its enactment.

- (5) Proposed Ordinance from Assistant Corporation Counsel, John E. Smyth in letter of 4/24/70 - CONCERNING ESTABLISHMENT OF FEES FOR BURGLAR ALARM AND FIRE ALARM TIE-IN SERVICE WITH THE POLICE AND FIRE DEPARTMENTS

(Held in Committee 6/1/70)

The above matter was held in Committee for further study.

- (6) Proposed Ordinance for publication - "SALE OF CITY-OWNED LAND TO UNITED BROTHERHOOD OF CARPENTERS AND JOINERS, COMPRISING 17,735 FT."
(See proposed Ordinance attached to letter of 6/22/70 from Corporation Counsel to President - (Approved 5/20/70 by Board of Finance with stipulation that the question of whether this property should be sold or leased be left to the discretion & agreement between the Corporation Counsel and the Attorney for the Union).

MR. ELLSWORTH MOVED for approval, for publication, of the following proposed Ordinance. He said the Union would build an approved building and actually that section would be used for parking; the Planning and Zoning Commission have agreed to it, with certain stipulations. He said the Ordinance specifies the sale and the agreement outlines the stipulations which are necessary for this transaction. Seconded and CARRIED unanimously to publish:

PROPOSED ORDINANCE

CONCERNING THE SALE OF PROPERTY BY THE CITY OF STAMFORD TO
THE UNITED BROTHERHOOD OF CARPENTERS AND JOINERS OF AMERICA,
LOCAL 210

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

The sale of the following described property by the City of Stamford, to THE UNITED BROTHERHOOD OF CARPENTERS AND JOINERS OF AMERICA, LOCAL 210, is hereby approved, viz:

ALL that certain piece, parcel or tract of land, situated in the City of Stamford, County of Fairfield and State of Connecticut, shown as Parcel "A", containing 17,735 square feet, more or less, on a certain map entitled, "Plan of Property in Stamford, Connecticut

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Prepared for United Brotherhood of Carpenters & Joiners Etc.,", which map will be filed with the Town Clerk of the City of Stamford at the time of conveyance of the within premises, reference thereto being hereby had.

SAID premises are to be conveyed subject to Zoning and Planning Rules and Regulations of the City of Stamford; and the following restrictive covenants and agreements which shall run with the land in perpetuity:

1. Said premises shall be used for the parking of vehicles only and for no other purposes.

2. Full and free access shall be given to the City of Stamford at all times to inspect, maintain, and repair the Hurricane Barrier, which forms the southerly boundary of the within premises.

The sale price shall be FIFTY-FIVE HUNDRED DOLLARS (\$5,500.00)

The sale shall be made subject to all the terms of a certain Contract of Sale between the parties.

The Mayor of the City of Stamford is hereby authorized and empowered to act for the City of Stamford and to execute and deliver all documents necessary to transfer title to the hereinabove described premises presently owned by the said City of Stamford.

This Ordinance shall take effect from the date of its enactment.

- (7) Proposed Ordinance concerning EXCHANGE OF PROPERTIES BETWEEN CITY OF STAMFORD AND ANIELLO AND MILDRED ARIANO - (Located on Cold Spring Road, approximately 1,600 sq. ft. (Approved by Board of Finance 5/19/70) - Concerns the WASHINGTON AVENUE EXTENSION PROJECT)

MR. ELLSWORTH MOVED for approval of the following proposed Ordinance for publication. Seconded and CARRIED unanimously:

PROPOSED ORDINANCE

CONCERNING THE EXCHANGE OF PROPERTIES BETWEEN THE CITY OF STAMFORD AND ANIELLO J. ARIANO AND MILDRED J. ARIANO

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

In conformity with Section 488 of the Stamford Charter and notwithstanding the provisions of Chapter 2, Sections 2-24 and 2-27 inclusive, of the Code of General Ordinances of the City of Stamford, and exchange of

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properties between the City of Stamford and Aniello J. Ariano and Mildred J. Ariano of the following properties is hereby approved, viz:

Property to be deeded to the City of Stamford by ANIELLO J. ARIANO and MILDRED J. ARIANO:

ALL that certain piece, parcel or tract of land situated in the City of Stamford, County of Fairfield and State of Connecticut, comprising an area of 1,589 square feet, bounded and described as follows:

BEGINNING at a point along the easterly side of Cold Spring Road, said point being at a distance of 109.80 feet from the Northeasterly side of Randall Avenue, as measured along said easterly side of Cold Spring Road, thence in a northerly direction along said easterly side of Cold Spring Road, North 42 degrees 08' 02" East for a distance of 54.90 feet to land now or formerly of Arthur W. Lockwood et al; thence South 49 degrees 14' 58" East along said land now or formerly of Arthur W. Lockwood et al for a distance of 28.753 feet; thence South 41 degrees 42' 54" West along other land of the Grantor for a distance of 54.892 feet to land now or formerly of Antonio Bellantonio et al; thence North 49 degrees 14' 58" West along said land now or formerly of Antonio Bellantonio et al for a distance of 29.154 feet to the easterly side of Cold Spring Road, being the point or place of beginning.

Property to be deeded to ANIELLO J. ARIANO and MILDRED J. ARIANO by the City of Stamford:

ALL that certain piece, parcel or tract of land situated in the City of Stamford, County of Fairfield, State of Connecticut, comprising, 1,593 square feet, bounded and described as follows:

BEGINNING at a point on the proposed easterly street line of Washington Avenue where the same is intersected by the northerly property line of land of the Grantee, said point being further located 200 feet more or less from the southerly street line of Hoover Avenue as measured along said proposed easterly street line of Washington Avenue, thence in a northerly direction along said proposed easterly line of Washington Avenue N 41 degrees 42' 54" East a distance of 11.60 feet to land of the City of Stamford, thence in an easterly direction along said land of the City of Stamford S 49 degrees 14' 58" East a distance of 136.88 feet to land of Edna F. Swathel, thence in a southerly direction along said land of Edna F. Swathel S 36 degrees 56' 02" West a distance of 11.63 feet to land of the Grantee, thence in a westerly direction along said land of the Grantee N 49 degrees 14' 58" West a distance of 137.85 feet to the point or place of beginning.

and is hereby authorized.

The Mayor of the City of Stamford is hereby authorized and empowered

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to act for the City of Stamford and to execute and deliver all documents necessary to transfer title to the hereinabove described premises presently owned by the said City of Stamford.

This Ordinance shall take effect from the date of its enactment.

- (8) Proposed EASEMENT FROM CITY OF STAMFORD TO STAMFORD WATER COMPANY - (Mayor's letters of 5/15/70 and 5/22/70)

MR. ELLSWORTH said this is being held in Committee, awaiting a copy of the proposed Ordinance.

- (9) LEASE AGREEMENT - CITY OF STAMFORD TO GLENBROOK COMMUNITY CENTER, INC. - (Mayor's letter of 6/12/70)

MR. ELLSWORTH said this is being held in Committee as it has not yet received the approval of the Board of Finance.

- (10) Resolution No. 689 concerning ACQUISITION OF SCOFIELD BEACH PROPERTY - (Mayor's letter of 6/4/70; also letter dated 6/16/70 to President from Corporation Counsel, enclosing proposed resolution - Approved 6/22/70 by Board of Finance)

MR. ELLSWORTH said this is a beach front property, approximately 1.084 acres at a cost of \$80,000 and the City's appraisal of this property was \$98,000 and the Committee voted four in favor, two against and recommended this for approval, and he MOVED for approval of the following resolution; seconded and CARRIED unanimously:

RESOLUTION NO. 689

AUTHORIZATION TO PROCEED WITH THE ACQUISITION OF SCOFIELD BEACH

WHEREAS, the City of Stamford, Connecticut, desires to acquire and develop certain land known as Scofield Beach, being that tract of land described in Schedule A annexed hereto, which land is to be held and used for permanent open space land for park, recreational, conservation of natural resources and scenic purposes; and

WHEREAS, the sum of \$80,000.00 has heretofore been appropriated for the acquisition of the aforesaid property; and

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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 acquisition of the aforesaid property is desirable and necessary for the welfare and general well being of the citizens of this City.

IT IS FURTHER RESOLVED that the Mayor of the City of Stamford is herewith authorized to acquire in the name of the City of Stamford, the said premises for the said sum of \$80,000.00

SCHEDULE "A"

PARCEL TO BE CONVEYED TO THE CITY OF STAMFORD, CONN.

BY

JACK PINSKY ET AL.

All that certain piece, parcel or tract of land, situated in the City of Stamford, County of Fairfield, State of Connecticut, being more particularly bounded and described as follows:

Beginning at a point on the division line between land of the Bridgeport Roman Catholic Diocesan Corporation and Jack Pinsky et al, said point being further located 1,034.45 feet easterly from the easterly street line of Shippan Avenue as it now exists, as measured along the before-mentioned division line, thence in an easterly direction continuing along said division line between land of the Bridgeport Roman Catholic Diocesan Corporation and the grantor N 74 degrees 19' 40" E a distance of 325.00 feet more or less to the high water line of Long Island Sound, thence in a general southerly direction along said high water line of Long Island Sound a distance of 154.6 feet more or less to other land of the grantor, thence in a westerly direction along said other land of the grantor S 72 degrees 46' 50" W a distance of 301.00 feet more or less to a point, thence in a northerly direction through land of the grantor N 17 degrees, 13' 10" W a distance of 115.173 feet and N 40 degrees 42' 42" E a distance of 52.468 feet to the point or place of beginning, the above described parcel of land is designated as Parcel "D" on the map hereinafter referred to and contains 45,827 square feet and is more particularly shown and delineated on a certain map on file in the City and Town Clerk's Office, Stamford, Connecticut, reference thereto being hereby had and entitled "City of Stamford Map Showing Land To Be Conveyed To The City of Stamford, Connecticut by Jack Pinsky Et Al. June 1970 Scale 1" = 30' William D. Sabia, City Engineer". The above described parcel of land lies in Block No. 150 Stamford Land Records.

- (11) Resolution No. 690 concerning ACQUISITION OF OUR LADY STAR OF THE SEA BEACH - (Mayor's letter of 6/4/70; also letter dated 6/16/70 to President from Corporation Counsel enclosing proposed resolution - Approved 6/22/70 by Board of Finance)

MR. ELLSWORTH said this is a piece of beach front property, which is

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approximately .8239 acres and the price is \$97,900 and the City's appraisal was \$87,500 and their appraisal was \$108,300 and the figure of \$97,900 was arrived at by splitting the difference. He said the Committee voted four in favor and two against for approval. HE MOVED for approval of the following resolution; seconded and CARRIED unanimously:

RESOLUTION NO. 690AUTHORIZATION TO PROCEED WITH THE ACQUISITION OF THE OUR LADY
STAR OF THE SEA BEACH

WHEREAS, the City of Stamford, Connecticut, desires to acquire and develop certain land known as Our Lady Star of the Sea Beach, being that tract of land described in Schedule A annexed hereto, which land is to be held and used for permanent open space land for park, recreational, conservation of natural resources and scenic purposes, and

WHEREAS, the sum of \$97,900.00 has heretofore been appropriated for the acquisition of the aforesaid property, and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED BY THE BOARD OF REPRESENTATIVES OF THE CITY OF STAMFORD, CONNECTICUT, that the acquisition of the aforesaid property is desirable and necessary for the welfare and general well being of the citizens of this City.

IT IS FURTHER RESOLVED that the Mayor of the City of Stamford is herewith authorized to acquire in the name of the City of Stamford, the said premises for the said sum of \$97,900.00.

SCHEDULE "A"

ALL that certain piece, parcel or tract of land, situated in the City of Stamford, County of Fairfield, State of Connecticut, being more particularly bounded and described as follows:

Beginning at a point on the division line between land now or formerly of Nancy S. Elliott, et al and The Bridgeport Roman Catholic Diocesan Corporation, said point being further located 1,034.45 feet easterly from the easterly street line of Shippan Avenue as measured along the before-mentioned division line, thence in a northerly direction through land of the Grantor N 40 degrees 42' 42" E a distance of 156.389 feet and N 9 degrees 05' 42" E a distance of 112.657 feet to land of the City of Stamford, thence in an easterly direction along said land of the City of Stamford N 74 degrees 20' 50" E a distance of 177.0 feet to the high water line of Long Island Sound, thence in a general southerly direction along said high water line of Long Island Sound a distance of 211 feet, more or less to land now or formerly of Nancy S. Elliott, et al thence in a westerly direction along said land of Nancy S. Elliott, et al S 74 degrees 19' 40" W a distance of 290.0 feet to the point or place of beginning the above described parcel of land is designated as Parcel "A" on the map hereinafter referred to and contains 35,890 square feet and is more particularly shown and delineated on a certin

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map on file in The City and Town Clerk's Office, Stamford, Connecticut, reference thereto being hereby and entitled "City of Stamford Map Showing Land to be Conveyed to The City of Stamford, Connecticut by The Bridgeport Roman Catholic Diocesan Corporation, February 1970 Scale 1"=30' William D. Sabia City Engineer". The above described parcel of land lies in Block No. 150, Stamford Land Records.

(12) SOUTHFIELD AVENUE AGREEMENT - Proposed Resolution entitled
"AUTHORIZATION TO ENTER INTO AGREEMENT WITH SOUTHFIELD POINT ASSO-
CIATION, INC., DOLPHIN COVE CORPORATION AND SOUNDVIEW FARMS" -

(Letter dated 6/17/70 to President from Corporation Counsel, enclosing proposed resolution)

MR. ELLSWORTH said the committee voted to hold this in committee until they can have further conversations with the Corporation Counsel, the City Engineer and the Sewer Commission, regarding the agreement as provided by the Corporation Counsel.

MR. JOHN BOCCUZZI MOVED to bring this matter out of Committee. Seconded by Mr. Truglia.

MR. RYBNICK asked what would happen if we vote on this tonight without waiting to hear from the Corporation Counsel on it.

MR. ELLSWORTH said the agreement was drafted by the Corporation Counsel and in the committee meeting they did not feel that they had all of the facts and were not certain that the interests of the City are being served. He said he personally is in favor of passing this and has talked it over with both the Corporation Counsel and the City Engineer, both of whom recommend that the City's interests are being protected and is the proper thing to do.

MR. SCOFIELD said he is in favor of this and talked to Mr. Boccuzzi about it, and it appears that the neighbors all agree to this proposal, however, he does not feel that it fully complies with Sec. 29-44 of the Code which pertains to the acceptance of streets, which would be the section of Burwood Avenue down to 87 feet north of Davenport and unless that section in there has been resolved as to who has to pay for bringing that up to the City's specifications, he does not feel it should be accepted.

MR. RUSSELL said he also opposes this as we don't want another "Rapids Road" situation. He said some of the City Departments will have to be a little more educated as far as our General Ordinances are concerned. He said this Board has certain responsibilities and one of them is as the final acceptor of roads as city streets and can only do so by Ordinance when they meet certain standards and it is necessary that they meet these standards. He said he is sure the City Engineer is aware of this fact. He said if this is acted upon, then we must decide who is going to pay for it.

After considerable further discussion a VOTE was taken to remove this from the Legislative & Rules Committee and bring it on the floor for action. LOST.

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- (13) Proposed REVISED HOUSING CODE - (42 pages of proposed Ordinance, replacing old Ordinance #65 adopted by Board of Representatives, 8/5/57 and enacted 8/20/57 - See Chapter 18 of Code, as amended by Ordinance No.138 on 7/29/66)

The above matter was held in Committee until further discussions can be held with various interested parties.

- (14) Request from Richard J. Tobin, Member of Conservation Commission, in letter dated 5/29/70 to INCREASE CONSERVATION COMMISSION FROM TO SEVEN MEMBERS - (Originally created by adoption of Ord. #141 on 10/5/67)

The above matter was held in Committee, lacking an Ordinance.

- (15) Proposed resolution (presented by Anthony Truglia at 2/10/70 Board Meeting) 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 held in Committee for further study.

MR. TRUGLIA said this has been in Committee long enough to have been studied to death. He asked if there is something specific that the Committee wants to know.

- (16) CONCERNING APPOINTMENT OF SPECIAL INVESTIGATING COMMITTEE ON RAPIDS ROAD - (Under Sec. 204.2 of Charter) (See Minutes of 5/4/70, page 7278 and Minutes of 6/1/70, page 7338)

MR. ELLSWORTH MOVED for SUSPENSION OF THE RULES in order to bring up the above matter on the floor for discussion. Seconded and CARRIED.

MR. ELLSWORTH MOVED that this Special Investigating Committee, under Section 204.2 of the Charter, be appointed in order to investigate the manner in which RAPIDS ROAD, a private road, was processed and if there was any impropriety in the manner in which it was done, that this Committee be composed of no more than 6 members, that the discretion as to whether or not the meetings will be open or closed will be at the discretion of the Chairman and the Chairman to be selected by the President of the Board with the concurrence of the Majority and Minority Leaders. Seconded.

MR. TRUGLIA spoke in favor of the motion.

MRS. SHERMAN MOVED to AMEND the motion by adding "that the investigation should encompass all the previous plans and proposals for handling the Rapids Road problem".

THE PRESIDENT said he believes this is included, but if Mrs. Sherman wants it included, it shall be done.

VOTE taken on the amendment. CARRIED unanimously.

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VOTE taken on the main motion as offered by Mr. Ellsworth. CARRIED unanimously.

FUNDS FOR INVESTIGATION, UNDER SEC. 206 OF CHARTER

MR. KETCHAM MOVED that the Investigating Committee be empowered to spend the necessary funds in order to expeditiously conduct this investigation, under the provisions of Sec. 206 of the Charter. Seconded and CARRIED unanimously.

APPOINTMENT OF SPECIAL INVESTIGATING COMMITTEE ON RAPIDS ROAD

THE PRESIDENT appointed the following six Member Committee:

John L. DeForest, Chairman (R)
Matthias J. Nau (R)
William H. Puette (R)
Frank W. LiVolsi, Jr. (D)
Joseph Morabito (D)
Robert M. Durso (D)

- (17) Resolution No. 691 - Authorizing the filing of an application for State Assistance in order to undertake a program of co-ordinated HOUSING CODE ENFORCEMENT - (Requested in Mayor's letter of 7/1/70)

MR. ELLSWORTH MOVED for SUSPENSION OF THE RULES in order to bring the above matter on the floor. Seconded and CARRIED.

MR. ELLSWORTH MOVED for approval of the following resolution. He said the application has to be presented four months in advance is the reason why this should be approved at this time as the Budget year on this starts in November. He said a similar resolution was passed previously and was Resolution #582, adopted on October 7, 1968. Seconded.

Mr. Ellsworth explained that the reason for adopting this resolution is to correct the previous one which was not accepted by the State.

VOTE taken on the following resolution as moved by Mr. Ellsworth, and CARRIED with 2 "no" voted (Mr. Exnicios and Mrs. Pont-Briant):

RESOLUTION NO. 691AUTHORIZATION FOR FILING OF APPLICATION FOR STATE ASSISTANCE IN ORDER TO UNDERTAKE A PROGRAM OF COORDINATED HOUSING CODE ENFORCEMENT

WHEREAS, pursuant to Chapters 128, 129, 132 and 133 of the Connecticut General Statutes, the Commissioner of Community Affairs is authorized to extend financial assistance to local housing authorities, muni-

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cipalities, human resource development agencies and non-profit corporations; and

WHEREAS, it is desirable and in the public interest that the City of Stamford make application to the State for \$109,232.00 in order to undertake a program of Housing Code Enforcement, and to execute an Assistance Agreement therefor. It is understood that the City of Stamford will provide a local grant-in-aid in accordance with the requirements of Chapter 128, 129, 132 and 133 of the Connecticut General Statutes, as appropriate;

NOW, THEREFORE, BE IT RESOLVED by the Board of Representatives:

1. That it is cognizant of the conditions and prerequisites for State assistance imposed by Chapter 128, 129, 130, 132 and 133 of the Connecticut General Statutes, especially the requirement of a Community Development Action Plan in Chapter 133.
2. That it recognizes the responsibility for the provisions of local grants-in-aid to the extent that they are necessary and required for said program.
3. That the filing of an application by the City of Stamford in an amount not to exceed \$109,232.00 is hereby approved, and that the Mayor is hereby authorized and directed to execute and file such application with the Commissioner of Community Affairs, to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an Agreement is offered, to execute any amendments, recisions, and revisions thereto, and to act as the authorized representative of the City of Stamford.

Mr. Bieder and Mr. LiVolsi were excused at this time (1.15 A.M.)

PUBLIC WORKS COMMITTEE:

MR. SCOFIELD, Chairman, said his Committee met at 7.30 P.M. at the City Garage on June 29, 1970 and those present were: Representatives Bitetto, Exnicios, Morabito, Scofield and Commissioner Maguire. He said at 9.30 P.M. the same evening the Committee met with the Legislative & Rules Committee at the Municipal Office Building. He said he has already reported on the items referred to his Committee under the Fiscal and Legislative & Rules Committee.

SEWER COMMITTEE:

MR. BITETTO, Chairman, gave his Committee report. He said they met on

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July 2, 1970 at 8 P.M. in the Board's Meeting Room. Present were the following: Corporation Counsel Frank D'Andrea, City Engineer William Sabia, Representatives Scofield, Ravallese, Russbach, Rybnick and absent was Mr. Bieder. He said he has already reported on the items referred to his Committee under the Fiscal Committee.

He said he has a letter from the Chairman of the Sewer Commission regarding the servicing of the proposed Third Senior High School by a forced main system rather than a gravity trunk line as recommended by this Board. He said they are planning on holding another meeting on this matter with the Mayor, the Sewer Commission and any other interested parties.

HEALTH & PROTECTION COMMITTEE:

MR. RUSSELL, Chairman, said his Committee held two meetings, one an open meeting, on Wednesday, June 17 and a general meeting of the Committee on Wednesday, June 24 in the Meeting Rooms of the Board.

1. Request for Fire Hydrants in the Wire Mill Road Area

MR. RUSSELL said the Committee heard from six of the ten residents, as well as from Arthur Bell, representing the Water Company, and also Tom Ritchie, Fire Marshal, who told the Committee of the fire protection rendered the residents of this area. He said Mr. Bell explained that it would cost \$621,000 to bring water into this area with no assurance that the residents who now use individual wells as their water supply, would change over to the Stamford Water Company installations. Also, he said, it is spelled out in the Charter (Chapter 54) that this would entail a public improvement and the property owners involved would have to be assessed to pay for this work being done.

He said the Fire Marshal Tom Ritchie, told the Committee that the area is most adequately protected against normal fires and the present system has some advantage over the hydrant system as to speed of action. He said it also was pointed out that the major insurance carriers no longer place a premium on the areas served by the Volunteer Fire Departments.

MR. RUSSELL said the Committee voted to reject the request for hydrants for the above mentioned reasons.

2. Request for increased police protection and an additional sub-station in the area north of Bulls Head

MR. RUSSELL reported that the Chief of Police agrees that additional police protection is desirable, but can only do so when additional men are assigned to his department. He said the Chief also feels that the present location of Central Police Headquarters is ideal and feels that a sub-station is not necessary and would further aggravate an already existing manpower shortage.

3. Letter from the Citizens for the Improvement of the South End, requesting more law enforcement

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MR. RUSSELL said the Chief of Police stated that this area is receiving extra efforts, but there are several problems which keep them from doing as good a job as they would like.

4. Letter regarding speeding on Hope Street

MR. RUSSELL said the Chief of Police feels that with the large volume of traffic on Hope Street, particularly during daytime hours, that there is no excess of car speeding and to add more traffic lights to those presently existing on Hope Street, would not improve the situation.

5. Letter from Southfield Tenant Association, requesting traffic lights at Waverly Place and Wilson Street at Bonner and Selleck Streets, because of numerous accidents

MR. RUSSELL said the Chief of Police informed the Committee that they are proceeding with a program to correct some of the serious problems at the first intersection, which will soon be implemented. However, he said at the second intersection, the area is much too complicated to be eased by the installation of a light because of a narrow railroad bridge at Fairfield Avenue.

6. Letter from Citizens for the Improvement of South End, complaining of traffic bottlenecks at Canal, South Street and Atlantic Street during rush hours

MR. RUSSELL said the Police Chief said there are areas under study by TOPICS, but since the main traffic control lights are on North and South Frontage Streets and under the control of the State, with the controls installed underground, he feels there is very little hope of getting the State to take any action.

7. Request (from Anthony Truglia, 5th District Representative) to create a Commission on MENTAL RETARDATION

MR. RUSSELL reported the Committee thinks this will require a Charter change under the Home Rule Act. However, he said, since some City Boards have been created by Ordinance, they will have such an Ordinance prepared for the next meeting.

8. Concerning AIR POLLUTION and confrontation between POLYCAST TECHNOLOGY CORP., AND THE CITY HEALTH DEPARTMENT

MR. RUSSELL reported the Committee held discussions on the serious and unusual chain of events that developed between this Company and a City Department. He said the Committee was unanimous in its decision that not only the City Health Department, but ANY City Department has a job to do which often may not be to the liking of all and especially individuals affected by their rulings. However, he said the Committee feels that since this Board passed the Ordinance which gives certain enforcement duties to the Health Department, and must support any City Department which has a job to do and tried to enforce City Ordinances.

Minutes of July 6, 1970PLANNING & ZONING COMMITTEE:

MR. HORNER, Chairman, presented his Committee report. He said the Committee met on July 1st in the Board's Meeting Room, with all Members present with the exception of Mr. Durso.

1. Resolution No. 692 - Request from Four Property Owners on RAPIDS ROAD for a Resolution to initiate bringing this road up to proper conditions for acceptance as a City road under Chapter 64 of Charter - (Letter dated 6/10/70)

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

RESOLUTION NO. 692TO INITIATE BRINGING RAPIDS ROAD UP TO PROPER CONDITIONS FOR ACCEPTANCE AS A CITY STREET UNDER CHAPTER 64 OF CHARTER

BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES OF THE CITY OF STAMFORD:

That, in the opinion of the Board of Representatives, the public health, safety, welfare, convenience and necessity require the construction and improvement of the highway known as RAPIDS ROAD, from Cedar Heights Road northerly to a dead end, to conform with the specifications set forth in Section 29-50 of the Code of General Ordinances of the City of Stamford; and

BE IT FURTHER RESOLVED that the Board of Representatives, with the prior approval of the Mayor, intends to direct the improvement of said highway and incidental installations necessary for conformance with the above mentioned specifications in accordance with Section 640 of the Charter of the City of Stamford; and

BE IT FURTHER RESOLVED that the Mayor be and is hereby requested to direct the Department of Public Works to do the preliminary survey and engineering and to prepare plans and specifications and an estimate of the total cost of the project, and to submit a report thereon to the Commissioner of Finance, who shall make estimates of the value of any land to be taken and of the benefits and damages to be assessed against or in favor of each affected parcel of land; and

BE IT FURTHER RESOLVED that the Mayor be and is hereby requested to submit a report thereon to the Board of Representatives; and

BE IT FURTHER RESOLVED that the total cost of the improvements to be borne by the City of Stamford as a Capital Project, excepting to the extent that any adjoining property shall be benefitted, in which event the owner of said property shall be assessed in accordance with Sections 646 through 649 of the Code of General Ordinances of the City of Stamford; and

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BE IT FURTHER RESOLVED that all necessary steps be taken toward the accomplishment of the above mentioned improvements in accordance with Chapter 64 of the Charter of the City of Stamford.

2. Roads for acceptance as City Streets

MR. HORNER MOVED for acceptance of the following as a City Street.
Seconded and CARRIED unanimously:

THORNWOOD ROAD - Extending northerly to the property line of the Stamford Water Company, as shown on Map No. 8737 filed in the Town and City Clerk's Office.
Length, approximately 1,028 ft. This is an extension of present road.

Concerning Petition for acceptance of VINE PLACE and SAXON COURT

MR. HORNER said the Committee REJECTED these roads until certain recommendations have been complied with.

PARKS & RECREATION COMMITTEE:

MR. KELLY, Chairman, presented his Committee report. He said a meeting was held on Wednesday, July 1st, but without a quorum present.

- (1) WAIVER OF VENDOR'S FEE - Babe Ruth Baseball Tournament Concession
(From Friday, July 31 for a possible maximum of 9 days - Profits, if any, to go to pay Tournament expenses - Letter dated 6/20/70 from Supt. Parks & Trees)

MR. KELLY MOVED for approval of the above request. Seconded and CARRIED unanimously.

- (2) CARNIVALS coming to Stamford without permission and in violation of Ordinances

MR. KELLY said it has been brought to his attention that at least two Carnivals are scheduled to come to Stamford without the sanction of this Board and he would appreciate some help in trying to track down who these people are. He said residents in both Mr. Miller's and Mr. Dombroski's Districts have asked how these Carnivals got permission to come to Stamford when we have Ordinances specifically prohibiting it. He said these people have asked that City officials put a stop to this practice.

MR. KELLY yielded the floor to Mrs. Sherman at this time.

- (3) FESTIVAL OF ARTS (Held last week in June)

MRS. SHERMAN MOVED that this legislative body gratefully commend the civic minded citizens of Stamford who made the 1970 Festival of Arts the fine, entertaining and enriching event it was. She said the entire Committee of Performing Arts, made up of many hard working individuals, such as Anita Jacoby and Charlie Yuckert, the Carpenters Union, the

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Electricians Union and the many generous business people of Stamford and the donors, gave our City something to be proud of. She said all of this was done at no cost whatsoever and for less than \$7,000 the Stamford citizens enjoyed for four days what actually would have cost \$85,000 for all the donated services and materials. Seconded and CARRIED.

(4) CONCERNING DELINQUENT MEMBERS ON PARKS & RECREATION COMMITTEE

THE PRESIDENT said since Mr. Kelly has been unable to get certain members to attend his Committee meetings, he would suggest that the Majority and Minority Leaders present new names as members of Mr. Kelly's Committee in order that he obtain better cooperation from his Committee, with the exception of those who for good reasons were unable to attend the Committee Meetings. He said this is the third time that Mr. Kelly has reported that his Committee Members are failing to show up at meetings. He said that the third time is just too much.

(5) Member of Parks & Recreation Committee Replacing Charles Lupinacci, resigned

MR. KELLY announced that MR. L. REED CLARK has been appointed a Member of his Committee replacing Charles Lupinacci, who resigned this evening.

(6) OFFER OF THE ITALIAN CENTER'S 15 ACRE DAY CAMP TO THE CITY AT THE REDUCED FIGURE OF \$236,000 AND AUTHORIZATION TO PROCEED WITH THE ACQUISITION OF SAME - (Mayor's letter of 6/16/70)

(NOTE: Not yet given approval by Board of Finance)

MR. KELLY MOVED for adoption of the following resolution. Seconded by Mr. Truglia and CARRIED with one abstention (Mr. Morabito):

RESOLUTION NO. 693

AUTHORIZATION TO PROCEED WITH THE ACQUISITION OF THE ITALIAN CENTER DAY CAMP

WHEREAS, the City of Stamford, Connecticut, desires to acquire and develop certain land known as Italian Center Day Camp property located on High Ridge Road, Stamford, Connecticut, being that tract of land described in Scheule "A" annexed hereto, which land is to be held and used for permanent open-space land for park, recreational, conservation of natural resources and scenic purposes; and

WHEREAS, the sum of \$236,000.00 has heretofore been appropriated for the acquisition of the aforesaid property; and

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

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of the aforesaid; property is desirable and necessary for the welfare and general well-being of the citizens of this City; and

IT IS FURTHER RESOLVED that the Mayor of the City of Stamford is herewith authorized to acquire in the name of the City of Stamford, the said premises for the said sum of \$236,000.00.

SCHEDULE A

All that certain piece, parcel or tract of land, together with the buildings and improvements thereon, shown and designated as Parcel X, together with that area shown as Riding Stable Trail, as shown and designated on a certain map entitled: "Map of 'North Ridge' Prepared For Harry Bennett Showing Property in Stamford, Connecticut" certified substantially correct, Rocco V. D'Andrea, Surveyor, Riverside, Connecticut, January 14, 1965, and April 23, 1965, which map is on file in the Town Clerk's Office of the City of Stamford as Map No.8022.

HOUSE COMMITTEE:

MR. RYBNICK, Chairman, said he wished to thank those people who were instrumental in completing the Board Room:

Mr. John Strat,	Supt. of Buildings & Grounds
Mr. Louis Calabrese,	Electrician
Mr. Nicholas Arena,	Carpenter
Mr. Fred DiAngelis,	Painter
Mr. Sonny DiPompa,	Custodial Staff
Mr. Lou Thomsen,	of Thomsen's Audio Co.

MR. RYBNICK said he also wishes to thank the Board President who was most helpful in making changes in decisions with the House Committee and also the Members of the House Committee - Mrs. Kim Varney and Mrs. Edith Sherman and Mrs. Velma Farrell who kept him informed on progress when it was impossible for him to get there. He said we now have a PRESS ROOM that is an asset to the Meeting Room. He said the audio and seating arrangement was so perfect that only one seat was omitted. He said there are several other matters to attend to before the Meeting Room is finally completed (VOTING MACHINE).

THE PRESIDENT said he wishes to add his thanks to the Chairman and his Committee and also to Mr. John Strat and his Staff, who have managed to do far more for us than the appropriation would have warranted. He said next month he expects to have the VOTING MACHINE installed and intends to submit to the Steering Committee a set of rules which he hopes the Legislative & Rules Committee will adopt for a while until we see how they work out, for the use of the machine.

Minutes of July 6, 1970URBAN RENEWAL COMMITTEE:

MR. KETCHAM, Chairman, gave a brief report on the matters on the Agenda referred to his Committee:

- (1) Letter dated 6/17/70 from Corporation Counsel concerning request for an opinion regarding potential problems in the SOUTHEAST QUADRANT AREA arising out of conflict with Stamford's Zoning Regulations and the Redevelopment Contract

MR. KETCHAM said there appears to be pretty much of a mess of zoning and parking within the Urban Renewal area. He said he thinks someone owes the Corporation Counsel of the City of Stamford an apology. He said on February 4, 1970 this Committee wrote the URC asking for information on this. Then, on June 9th again this Committee wrote them again asking for the information regarding the zoning problem. On June 11th the Commission wrote us, saying that "we have referred this to the Corporation Counsel" and ask them if you want to know anything. On June 12th this Committee wrote the Corporation Counsel, asking him for information as to when he was asked for his opinion and on June 17th the Corporation Counsel wrote the Chairman saying that as of June 11th he had not received any request from URC for his opinion and included a letter dated June 16th, one week after our final request, from the URC, asking for the Corporation Counsel's opinion on this vital matter. He said perhaps this brief recapitulation will explain why we have "progress" in the urban renewal area.

- (2) Copy of letter dated 5/12/70 to URC Executive Director from Edward Connell, Supt., Dept. of Parks, regarding STATUS OF ALL WARS MEMORIAL - (Enclosed in letter dated 6/11/70 from Joseph LiVolsi Chairman, Patriotic & Special Events Commission)

MR. KETCHAM said he expects to have a resolution to present on the above matter at the next Board Meeting.

SPECIAL COMMITTEE TO INVESTIGATE CIVIL SERVICE & PERSONNEL DEPARTMENT PROCEDURES

MRS. PONT-BRIANT said the Committee has had numerous meetings and now have a questionnaire ready which they have obtained from a public service organization, which she intends to give to the Members of her Committee to look over and make any corrections that they wish to make, otherwise it will be processed.

MRS. PONT-BRIANT asked the Board's approval for an extension of time, as they are not quite finished with their work.

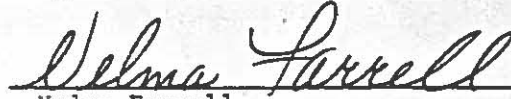
An indefinite extension of time was given to the Committee in order to finish their work. CARRIED unanimously.

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MR. BITETTO reminded the Chairman that the Personnel Commission will not be meeting again until September and the Committee will certainly have to meet again with them before giving a final report.

ADJOURNMENT:

There being no further business to come before the Board, on motion, fully seconded and CARRIED, the meeting was adjourned at 1.45 A.M.



Velma Farrell
Administrative Assistant
(Recording Secretary)

vf

APPROVED:

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

NOTE: The above meeting was
broadcast over Radio Station
WSTC until 11 P.M.