

MINUTES OF SPECIAL BOARD MEETING

WEDNESDAY, FEBRUARY 9, 1983

17th Board of Representatives

City of Stamford, Connecticut

A Special meeting of the 17th Board of Representatives of the City of Stamford was held on WEDNESDAY, FEBRUARY 9, 1983, in the Legislative Chambers of the Board in the Municipal Office Building, Second Floor, 429 Atlantic Street, Stamford, Connecticut. (Regular Meeting scheduled for Monday, February 8, 1983 was cancelled due to inclement weather.)

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The meeting was called to order at 8:20 p.m. by PRESIDENT JEANNE-LOIS SANTY, after both political parties had met in caucus.

PRESIDENT SANTY: We are privileged this evening to have Rev. Gary Brown, of the First Congregational Church of Stamford. Recently, you have been reading and seeing Rev. Brown's picture in the paper, and we all owe him a debt of gratitude because his church opened up an emergency shelter for Stamford's homeless when no other shelter could be found. They need volunteers very badly. They need three volunteers a night. He is assuming a job that rightfully belongs to us, to all of Stamford. I would ask all of you here tonight to care a little, and maybe volunteer your time. In your packets, there is a slip of paper with a number to call for any evening you can give. I'm going to go there on the 26th. I am looking forward to this experience. Chris Shays has been there; Ernie Abate has been there, and I ask all of you tonight to please consider it, and maybe give just one evening between now and Easter, you can find in your hearts to give. On behalf of all of us, Rev. Brown, thank you. Please lead us in prayer.

INVOCATION: Rev. Gary P. Brown, Pastor, The First Congregational Church, Walton Place, Stamford, CT.

"Let's bow together. Oh God we have been taught that from those to whom much is given, much will be required. Much has been given to this City; many material blessings, many of the outward marks of the urban success and prosperity, much is required of the people who benefit from that prosperity. We ask your blessing on these Servants of yours who gather to help chart the course of the City. Grant them serenity in the face of whatever is beyond their ability to change; courage and compassion to make changes they can make, and the wisdom to know the difference between the two. Amen."

PLEDGE OF ALLEGIANCE TO THE FLAG: Led by President Jeanne-Lois Santy.

RECESS REQUEST

MR. BOCCUZZI: Madam President, I would request at least a 10-minute recess.

PRESIDENT SANTY: There has been a request for a 10-minute recess. Seconded. All in favor, please say AYE. Opposed? CARRIED.

RECESS: Began 8:28 P.M.; Ended 9:00 P.M.



ROLL CALL: Clerk ANNIE M. SUMMERVILLE called the Roll. There were 36 present and 4 absent: Joseph Franchina, excused; James Bonner, excused, out-of-town; Handy Dixon and Mary Lou Rinaldi.

PRESIDENT SANTY: The CHAIR declares a QUORUM, there being 36 members present.

MACHINE TEST VOTE: President Santy conducted a test vote on the machine; in turn asking the members to vote Yes, No, and Abstain. The machine was found to be in good working order.

MOMENTS OF SILENCE:

For the late ROBERT E. MALLOZZI - by Reps. James Dudley and John Zelinski.

For the late LEO P. GALLAGHER - by Reps. James Dudley, W. Dennis White, and Mary Jane Signore.

For the late JOHN TENCA, JR. - by Reps. Philip Stork and Mary Jane Signore.

For the late JUNZO NOJIMA - by Rep. Audrey Maihock.

For the late SARAH JALET - by Reps. Marie Hawe and Mary Jane Signore.

For the late JOHN EVANCO - by Rep. John Zelinski.

For the late ALPHONSE VACCA - by Rep. Anthony Conti.

For the late MARTHA CLAMAGE - by Reps. Elizabeth Gershman and W. Dennis White.

For the late MINNIE ELLIOTT - by Rep. Jeremiah Livingston.

PRESIDENT SANTY: Congratulations to Rep. John Boccuzzi on the birth of his grandson, Jeffrey Daniel, born January 12, 1983. Congratulations, Grandpa!

Happy Birthday to our Clerk, Annie Summerville, who will celebrate her birthday on February 18th. She is our only February birthperson and she is very courageous in joining Presidents Washington and Lincoln. Happy Birthday, Annie.

CALL OF THE SPECIAL MEETING:

I, JEANNE-LOIS SANTY, PRESIDENT of the 17th Board of Representatives of the City of Stamford, pursuant to Section 202 of the Stamford Charter, hereby CALL a SPECIAL MEETING of said Board of Representatives for:

WEDNESDAY, FEBRUARY 9, 1983 at 8:00 P.M.

In the Legislative Chambers of the Municipal Office Building, Second Floor, 429 Atlantic Street, Stamford, Connecticut,

for the following purpose:

TO CONSIDER ALL THE ITEMS ON THIS AGENDA

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STANDING COMMITTEES

STEERING COMMITTEE - Chairwoman Jeanne-Lois Santy

MRS. McINERNEY: Madam President, I Move to Waive the reading of the Steering Committee report.

PRESIDENT SANTY: It has been Moved and Seconded to Waive the Reading of the Steering Committee Report. CARRIED UNANIMOUSLY (voice vote).

STEERING COMMITTEE: (Continued)

MR. BOCCUZZI: A question on the Steering Committee report. There is some doubt by some members of the Democratic Steering Committee, whether item #1 under Urban Renewal Committee was actually put on the Agenda by the Steering Committee.

PRESIDENT SANTY: We do have a tape. We are going to check that. I discussed it with the Co-Chairman. He's going to Hold that in Committee anyway for further study. We will check the tape.

MR. BOCCUZZI: We would like to know if it was actually voted on?

PRESIDENT SANTY: We will have to check the tape, and we haven't had time to do that.

MR. BOCCUZZI: Will you notify me, please, when you check? Thank you.

PRESIDENT SANTY: Certainly. There has been a Motion made and Seconded to waive the reading of the Steering Committee report. All in favor, please say aye. Opposed? We will waive the reading of the Steering Committee report.

STEERING COMMITTEE REPORT

The STEERING COMMITTEE met on Monday, January 24, 1983, in the Democratic Caucus Room, and the meeting was called to order at 7:35 P.M., in response to a CALL issued for 7:30 P.M. A Quorum was declared.

PRESENT AT THE MEETING

Jeanne-Lois Santy, President	Donald Donahue
Barbara McInerney	Sandra Goldstein
John J. Boccuzzi	Gerald Rybnick
Annie M. Summerville	Lathon Wider, Sr.
Robert "Gabe" DeLuca	Barbara DeGaetani
Mary Jane Signore	John Zelinski, Jr.
Marie Hawe	Mary Lou Rinaldi
Anthony Conti	Elizabeth Gershman
Burtis Flounders	Paul Esposito
Paul Dziezyc	Cadie Vos, Mayor's Aide
Audrey Maihock	Len Gambino, WSTC-WYRS
John Roos	Dave Bauder, Advocate

(1) FISCAL MATTERS

ORDERED ON THE AGENDA were ten items appearing on the Tentative Steering Agenda. Ordered Held in Committee were four items: (a) \$275,249.44 transfer on Capital Projects; (b) \$409,750.56 for Drainage System South of the Parkway; (c) \$13,300.00 to repay Federal Government re Tot-Lot; (d) consideration of the Alternate Revenue Task Force Report.

(2) PLANNING AND ZONING MATTERS

ORDERED ON THE AGENDA was the matter of Sale of City-owned Property. Ordered Held in Committee was an item on the Steering Agenda's Addenda being an appeal received 1/21/83 re Planning Board decision on MP-257 of Panulas, Manka and Greenberg.

(3) PUBLIC HOUSING AND COMMUNITY DEVELOPMENT MATTERS

Ordered Held in Committee were both items appearing on the Tentative Steering Agenda, being auditing policy and personnel policies.



STEERING COMMITTEE (continued)(4) URBAN RENEWAL MATTERS

ORDERED ON THE AGENDA were the two items appearing on the Tentative Steering Agenda. (The tape was listened to in order to verify that these two items were ordered on the Agenda. Also a meeting notice for Wednesday, January 26th, had already been sent out before this meeting of the Steering Committee on January 24th.)

(5) ENVIRONMENTAL PROTECTION MATTERS

ORDERED ON THE AGENDA was the matter of a Committee Report to be made by the Chairwoman, Audrey Maihock.

(6) EDUCATION, WELFARE AND GOVERNMENT MATTERS

Ordered Held in Committee were the two items appearing on the Tentative Steering Agenda: (a) procedures to contract outside legal counsel and consultants; and (b) clarification of the creation of the position of "Project Manager" for LUIS Mapping System; also Held from the Addenda was the Fair Rent Commission inquiry.

(7) APPOINTMENTS MATTERS

ORDERED ON THE AGENDA were the seven names proposed for the Advisory Panel of the Coliseum Authority; also an eighth item, Mr. Walter Seeley for Fair Rent Commission. Ordered Held in Committee were the six names proposed by the Mayor to be Hearing Officers for Traffic Appeals.

(8) PUBLIC WORKS MATTERS

Ordered Held in Committee were all five items appearing on the Tentative Steering Agenda: (a) Re-paving of Derwen Street, Rutz Road, Glen Avenue and DeLeo Drive; (b) Matter of streetscape program on Atlantic Street; (c) proposed ordinance re Ord. 80.21 re Permits and Fees; (d) DPW Resolution to accept Franklin Elementary School returned to City by Board of Education January 1, 1983; (e) DPW Resolution to accept Ryle Elementary School returned to City by Board of Education Jan. 1, 1983.

(9) PARKS AND RECREATION MATTERS

ORDERED ON THE AGENDA were the five items appearing on the Tentative Steering Agenda.

(10) HEALTH AND PROTECTION MATTERS

ORDERED ON THE AGENDA were four of the items appearing on the Tentative Steering Agenda; also a fifth item from the Addenda to the Agenda, being the matter of Coleman Towers. Ordered Held in Committee was Mrs. Conti's request to look into disturbance of residential area by operators of motorcycles.

(11) LEGISLATIVE AND RULES MATTERS

ORDERED ON THE AGENDA were nine of the items appearing on the Tentative Steering Agenda. Ordered Held in Committee were three items: (a) proposed ordinance for Tax Relief for the Elderly; (b) proposed ordinance re pornographic material being too easily available to minor children; (c) Rep. McInerney's request for an ordinance concerning hazardous materials and substances in the City being on record with the Fire Department.



STEERING COMMITTEE REPORT (continued)(12) PLANNING AND ZONING MATTERS

ORDERED ON THE AGENDA were five of the items appearing on the Tentative Steering Agenda. Ordered Held in Committee were two items: (a) the matters of gas allotments and unauthorized use of City gasoline, etc.; and (b) the matter of the death of an employee at the Incinerator and OSHA compliance.

(13) RESOLUTIONS

ORDERED ON THE AGENDA was the Sense-of-the-Board Resolution appearing on the Tentative Steering Agenda.

ADJOURNMENT

There being no further business to come before the STEERING COMMITTEE, on MOTION duly made, Seconded, and Carried, the meeting adjourned at 8:02 P.M., with several members remaining until 8:30 P.M., on various matters.

JEANNE-LOIS SANTY, Chairwoman  
Steering Committee  
17th Board of Representatives

JLS:HMM

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FISCAL COMMITTEE - Co-Chairpersons Paul Esposito and Marie Hawe

MR. ESPOSITO: The Fiscal Committee met on February 2, 1983. Present at that meeting, in addition to myself, was Mrs. Goldstein, Mrs. Hawe, Mrs. Conti, Mr. Franchina, Mr. Flounders, Mr. Roos and Mr. Livingston. At this point, I would like to Move the Consent Agenda. On Consent, item #3.

PRESIDENT SANTY: Item #3 on Consent.

MR. ESPOSITO: Item #4.

PRESIDENT SANTY: Item #4 on Consent.

MR. ESPOSITO: Item #6.

PRESIDENT SANTY: Item #6 on Consent.

MR. ESPOSITO: Item #7.

PRESIDENT SANTY: Item #7 on Consent.

MR. ESPOSITO: Item #8.

PRESIDENT SANTY: Item #8 on Consent. Mr. Owens, you want that off Consent?

MR. OWENS: Yes, I do.

PRESIDENT SANTY: Item #8 is off Consent.

- (1) COLISEUM AUTHORITY'S REQUEST TO PROVIDE INTERIM FUNDING SUPPORT TO THE STAMFORD CENTER FOR THE ARTS (SCA) - submitted by Director of Coliseum Authority 1/18/83; also SCA Letter 1/18/83 submitting their budgets. Received from State to date \$171,401; propose 75% to SCA \$128,550; 10% or \$17,140 to reimburse City for indirect costs; 15% or \$25,711 for future expenditures.

Above also referred to COLISEUM AUTHORITY LIAISON COMMITTEE.

MR. ESPOSITO: The request is for \$128,550 which represents 75% of what the City has received for the Coliseum Authority. Fiscal voted 7 in favor, 1 opposed and I so Move.

PRESIDENT SANTY: A Motion has been made and Seconded. Any discussion on item 1, \$128,550 for the Coliseum Authority's request?

MRS. CONTI: Thank you, Madam President. It was my understanding when the ordinance for the Coliseum Authority was before this Board, it was my understanding that it was the intent of this Board to use the money for a variety of purposes, rather than concentrated for one particular item. Now, as Mr. Esposito has said, this is 75% of the money that has been so far received from the State taxes for the Coliseum Authority, and I feel that it was not the intent of this Board that the bulk of this money should go for this one purpose, and I am opposed to that. Thank you.



FISCAL COMMITTEE: (Continued)

MRS. GERSHMAN: Thank you. I certainly concur with Mrs. Conti's reading of the ordinance in that it was to go for a number of purposes. However, the Coliseum Authority Advisory Committee is not yet in place. We hope it will be by the end of this session, this Board meeting, and until it was, Commissioner Marra felt that he could come before the Coliseum Authority Liaison Committee and the Fiscal Board, and make this request as strictly an interim appropriation and not something that is to be precedent-setting for the Coliseum Authority Advisory Committee. I would like to add that the Liaison Committee does concur to grant this request.

PRESIDENT SANTY: Thank you, Mrs. Gershman. I should have called on you first.

MR. DeLUCA: Move the question.

PRESIDENT SANTY: A Motion has been made and Seconded to Move the question. All in favor of Moving the question, please say aye. Opposed? We'll proceed to the question. The question is on the approval of the \$128,550 for the Coliseum Authority. We'll use the machine. A majority vote is necessary for this item; just a majority. Has everyone voted? The Motion is CARRIED 26 yes, 8 no, and 6 not-voting.

- (2) \$ 5,225.00 - WELFARE DEPARTMENT - Code 510.1110 SALARIES - additional appropriation to employ an additional Caseworker effective February 28, 1983. Approved by Board of Finance 11/10/82 and 1/13/83. (Board of Representatives DENIED on 12/6/82) Re-submission per Mayor's request 1/4/83.

Above also referred to EDUCATION, WELFARE & GOVERNMENT COMMITTEE.

MR. ESPOSITO: Fiscal voted 7 in favor and 1 opposed, and I so Move.

PRESIDENT SANTY: Is there a Second? Several Seconds. Ms. DeGaetani, Secondary Committee.

MS. DeGAETANI: E, W, & G's meeting was scheduled for Monday night. We, obviously didn't hold one so I would Move to waive.

PRESIDENT SANTY: A Motion has been made to waive the Secondary Committee report. Seconded. All in favor, please say aye. Opposed? Anyone to speak to this?

MR. ESPOSITO: This request comes from the Welfare Department because they have a critical situation. The number of cases has more than doubled in the last couple of months. They lost one worker during the budget sessions last year when it was cut from the budget. The average caseworker now has 90 cases. The standard in Connecticut with other cities is 50 cases. As a result of having so many cases, the Welfare Department isn't in compliance with the State requirements that they make a decision on an application within four days. The Welfare Department has been visited by Representatives of the Department of Income Maintenance in Hartford. They have been threatened with the possibility of losing a quarter of a million dollars of State reimbursement for general assistance funds because we are not in compliance with that State mandate. This is why they are requesting this additional worker.



FISCAL COMMITTEE: (Continued)

MRS. CONTI: Thank you, Madam President. I would remind the Board Members that this request was before us in the annual budget for an additional person. It was defeated in the annual budget. It has been once more before this Board as an additional appropriation, and that was defeated. Now, it's singularly interesting that Stamford has the lowest unemployment rate in the country, yet we have higher and higher welfare costs. It's a strange enigma, but it may be true that they need an additional person. However, I think it's time that we seriously consider looking at the staff in some of our other City departments, and start transferring people around from one place to another to where they are needed. It is inconceivable that we keep adding additional people to the payroll and on to the backs of the taxpayers of Stamford. We are virtually facing a taxpayers' revolution. We're talking about a deficit now, this year, and we just cannot not go on like this. I think our Mayor should start looking at the help in all our City departments and think about the possibility of transferring those that could be spared, elsewhere to temporarily help out where they are needed. Thank you.

MRS. HAWES: I just want to clarify something that I think the Board might have gotten the misconception that our Board cut this position out at budget time. It was the Board of Finance in looking at the budget, and cutting out all vacancies and it just happened, unfortunately, for the Welfare Department that this position was vacant at that moment in time when the Board of Finance was looking at the budget. I am convinced of the need of this position. I believe that when it was before the Board last time, I voted against it, but given this information about the amount of cases that each caseworker has plus the difficulty we could be in from the State if we don't get more help there, I would urge support of this. Thank you.

MRS. MAIHOCK: Through you, Madam Chairman, to the Committee Chairman, was any thought given to the employment of an additional caseworker on a contractual basis? It would seem that we are under tight budget and financial restraints, and we should look carefully at employing people on contractual basis wherever possible.

MR. ESPOSITO: No, this is to replace a position that was in the budget last year. Last year at this time, there were five caseworkers, and one was lost. Now there are only four caseworkers. The Welfare Department feels that with their caseload more than doubling, they can just barely get by if they had the workers they had last year. It appears that that is going to be a long-range problem. It's not something that is temporary.

MRS. MCINERNEY: Move the question.

PRESIDENT SANTY: A Motion has been made and Seconded to Move the question. All in favor of Moving the question, please say aye. Opposed? Will the no votes please raise their hand. We will have to use the machine. If you want to Move the question, please vote yes. If you don't, use your machine to vote no. Has everyone voted? The Motion to Move the question has been DEFEATED 18 yes, 17 no, and 5 not-voting. We will continue with the speakers.



FISCAL COMMITTEE: (Continued)

MR. BLUM: I heard a reference as to how many people are unemployed in the City of Stamford. If we have figures of the Stamford area, that does not necessarily tell us what the figure in itself is in Stamford. Right now, the figures for Stamford alone are close to 5%, if not, over that. There are many when we talk about unemployment figures, that figure, there are many who are not receiving unemployment insurance because they have run out of that. I would say in Stamford alone, we have close to may be a thousand or two thousand people unemployed in the City of Stamford. Those who have run out of their unemployment insurance are entitled to welfare, and as has been reported at this Board by the Chairmen of the Fiscal Committee, the caseloads are heavier. They are not going down, and I will vote for a caseworker in the Welfare Department.

MR. LIVINGSTON: Thank you, Madam President. I totally agree with Mr. Blum on the unemployment situation. Frankly, I believe it registers much more than a thousand because you have people who are no longer on the job market because they have been unemployed for so long. As for this great concern about the taxpayers, if we were to deny this caseworker and the State was to force this City to reimburse the State close to a half-million dollars, I would think that the taxpayers would be quite outraged that we denied \$5,000 and we wind up spending close to a half-million dollars. I am hoping that this entire Board supports this caseworker. Thank you.

MRS. GERSHMAN: Thank you. I, too, would like to support this request. I would like to say that if you are unfamiliar with State regulations, you have to be in compliance with them. There is just no question. They don't take any excuses. The second thing is it is really unconscionable to ask a caseworker to have 90 cases as a caseload. I hope that we do support this.

MR. GAIPA: Thank you, Madam Chairman. Through you to Mr. Esposito, I have a few questions. When this request was put in in September, Mr. DeFino said that there were 100 cases per caseworker, and you stated that there are 90. Is your figure 90 as of February 1, or is it using his 100 figure from September 1?

MR. ESPOSITO: This is the number that they gave me as of February 2.

MR. GAIPA: Thank you. Another question was the assistant supervisor, has that person recovered and back at work carrying some of the caseload?

MR. ESPOSITO: There are currently four caseworkers and one assistant supervisor. According to this back-up, that is not the case, but I don't know because this back-up is dated back in September. That wouldn't make any difference because they are still short one person.

MR. GAIPA: If she is not working, they are really short two people.

MR. ESPOSITO: They have a temporary worker, or had a temporary worker while she was out sick.

FISCAL COMMITTEE: (Continued)

PRESIDENT SANTY: Mrs. Hawe, could you speak to that to Mr. Esposito?

MRS. HAWE: In answer to Mr. Gaipa, there are four caseworkers now plus the assistant supervisor who is also carrying her own caseload. This is one person less than they had last year. The assistant supervisor is back and is carrying a full caseload on her own.

MR. WIDER: Thank you, Madam Chairman. I am hoping that we will vote for this caseworker. Some of the druggists stopped me on the street a short while ago, and stated that they were not getting their money for prescriptions. They were not going to fill any more welfare prescriptions until they did get the money. I cannot blame them for that. It is our responsibility to see that that staff is there. I am hoping that since we do need a caseworker, that we will not talk about contractual workers. They cost more than hiring a person and training them to do the job. I am hoping that we vote for this caseworker.

MR. BOCCUZZI: I would like to Move the question.

PRESIDENT SANTY: A Motion has been made and Seconded to Move the question. All in favor of Moving the question, please say aye. Opposed? Will the no votes please raise your hand. Only one no vote. We're going to Move the question. The question is on \$5,225.00 for the Welfare Department's salaries. Please use the machine. Has everyone voted? Two-thirds vote is necessary for passing this Motion. That would mean 24 votes. The Motion has PASSED 27 yes, 5 no, and 8 not-voting.

- (3) \$ 12,843.24 - REGISTRARS OF VOTERS - Code 101.3150 ELECTION EXPENSES - additional appropriation for State and local election held November 2, 1982 for various expenses listed in back-up material, per Mayor's request 1/4/83. Board of Finance approved 1/13/83.

Above also referred to EDUCATION, WELFARE & GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA with one abstention.

- (4) \$120,096.00 - STAMFORD DAY CARE PROGRAM - Various Code 761 line items  
(See their Budget) DAY CARE TITLE XX (SOCIAL SERVICES BLOCK GRANT)  
additional appropriation requested per Mayor Clapes, 1/4/83.  
Board of Finance approved 1/13/83.

Above also referred to EDUCATION, WELFARE & GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA with one abstention.



FISCAL COMMITTEE: (Continued)

(5) \$236,250.00 - DEPARTMENT OF TRAFFIC & PARKING - PARKING DIVISION Code 281 -  
 LESS 1,200.00 additional appropriation requested per Mayor's request 1/7/83,  
 \$235,050.00 and Budget Director Frank Harrison's letter 1/7/83, to engage  
 (SEE an outside firm to process parking citations and to collect  
 RECONSIDERATION unpaid parking citations; for six-month period. Board of  
 ON PAGE 33) Finance approved 1/13/83, as follows (instead of \$436,250):

Code 281-2650 new equipment	\$ 1,050.
Code <del>281-2930 Stationery &amp; supplies*</del>	5,200. ← *281-2921 Printing
Code 281-5213 parking ticket processing	(reduced from
and collection	228,800. ← (\$428,800.00)
CUT-----Code <del>281-5214 traffic hearing officers</del>	<del>1,200.</del>
	\$236,250.
	CUT-----1,200.
	\$235,050.

Above also referred to TRANSPORTATION COMMITTEE.

MR. ESPOSITO: Fiscal voted 7 in favor, 1 opposed and I so Move.

PRESIDENT SANTY: Is there a Second to that Motion? Seconded. Secondary Committee report, Mrs. Goldstein?

MRS. GOLDSTEIN: Transportation concurred.

PRESIDENT SANTY: Transportation concurs. Mr. Esposito, would you like to add anything more to that Motion?

MR. ESPOSITO: This is to implement the whole new process of collection of parking tickets. It started with the provisions of the new ordinance. One of the provisions of the new ordinance requires an appeal procedure, and part of the appropriation is for the hearing officers that will hear those appeals.

In addition, the City hopes to improve its collection process of all tickets that are issued. There is an enormous amount of money that is lost because residents both in the City, outside of the City and State, do not pay the parking ticket. This is a coordinated program that will cover all persons who receive traffic tickets. It will be computerized, and not only is it expected to save the City money, but it is expected to produce in the first six months, \$830,000 in revenues.

MRS. CONTI: Thank you, Madam President. I was very disappointed to learn that all we can expect to recover from the \$6 million in outstanding parking tickets is perhaps a million or a million and a half. Also, that it is going to cost us a \$ 1.60 for every ticket that is issued plus 40% of each ticket that is collected. Be that as it may, I would like to, for the moment, amend this appropriation. I would like to reduce it by \$1,200 which is the amount for the payment of the hearing officers, making the appropriation \$235,050. If there is a Second, I will speak further.

PRESIDENT SANTY: There are several Seconds. May I have that total again, \$235,050?

MRS. CONTI: It would reduce it to \$235,050.



FISCAL COMMITTEE: (Continued)

MRS. CONTI: Actually, these hearing officers are to be paid at the rate of \$200 a month. As I understood Jim Ford, there would be approximately six or seven hearings a month which means if you have six hearing officers and they put them on a rotating basis, they would probably have one hearing a month which means they would be compensated \$200 a month for one hearing. I doubt that they would spend any more time than we spend here once a month. If we can volunteer our time here monthly, it seems to me that we could have six hearing officers that could volunteer their time once a month for hearings. Thank you very much.

PRESIDENT SANTY: Thank you. We are now speaking to the amendment. May I have a show of hands that want to speak to the amendment?

le MR. DeLUCA: I have to agree with Rep. Conti as far as the hearing officers go. In the ordinance we passed, it says that violation hearing officers may be compensated. I am hoping that these people that will become the hearing officers, will do it out of the goodness of their hearts to perform a civic duty; after all, we are in a budget crunch facing a potential \$3.8 million deficit. I realize that \$1,200 isn't much to phase the deficit. It is just a matter of a principle here that we sit here for hours throughout the year, and no compensation, and none of us are looking for it, and I am sure that somewhere in this City, we must have people that are willing to perform a duty as a hearing officer without compensation. Therefore, to strike these funds out would not be any hardship. I think we can still get the right caliber of people to serve.

MR. BLUM: My first item is that I don't like the way the hearing officers were appointed. Now I see this \$1,200 which is supposed to be paid to these hearing officers. I am going to vote in favor of the amendment. Thank you.

MR. DUDLEY: A Point of Information. I don't believe we have appointed any hearing officer as of yet.

PRESIDENT SANTY: We haven't, but Mr. Blum can make whatever statement he wants.

MRS. McINERNEY: I would like to make one point before this Body that the State Motor Vehicle Department presently has a system of towing cars throughout the entire State of Connecticut. They have appointed hearing officers to hear the same type of pleas as the Parking Department would like to have instituted to hear the parking fines and violations, and fees.

I would like to inform this Body that these people are appointed, and they all serve in a volunteer capacity. They are not paid by the State of Connecticut in any way. I would not like to see traffic hearing officers appointed and receive compensation, initially a small compensation, and watch this grow into something that is a big political position in the future. The salary, I'm sure, will grow as time goes on. I would like to urge this Board to reject it.

PRESIDENT SANTY: To agree with the amendment? You are speaking to the amendment?

MRS. McINERNEY: Yes, thank you, Madam President. I get confused when I am trying to get my thoughts together, and I hear a lot of cross-conversation.



FISCAL COMMITTEE: (Continued)

PRESIDENT SANTY: I would ask the Representative to please give each speaker your fullest attention.

MR. ZELINSKI: Thank you, Madam President. I would be in favor of Rep. Conti's Motion. I think it is a good one. We have several Boards and Commissions within our Community where people do volunteer their time hopefully to make Stamford a better place to live in and I feel that these particular people that if they are approved, should also be willing to serve with no compensation, and I would not like to see this grow into something in the future where it could be political, and it would grow in size, and also in money. I would hope that this amendment is approved. Thank you, Madam President.

MR. BOCCUZZI: Madam President, a Point of Information. At whose request was the amount of monies put in for the hearing officers? Was that the Parking Authority's request?

PRESIDENT SANTY: Mr. Esposito, would you like to answer that question?

MR. ESPOSITO: According to the appropriation's request, yes.

PRESIDENT SANTY: Anything further, Mr. Boccuzzi?

MR. WIEDERLIGHT: Move the question.

PRESIDENT SANTY: A Motion has been made and Seconded to Move the question. Before we go on to that, there are five speakers. We are now voting to Move the question. All in favor of Moving the question, please say aye. Opposed? We'll Move the question. The question is on Mrs. Conti's amendment to delete \$1,200 from the Department of Traffic & Parking bringing that total to \$235,050. Please use your machine. A majority vote is needed. Has everyone voted? The amendment has been APPROVED 32 yes, 1 no, and 7 not-voting.

I have two speakers on the main Motion.

MR. WIEDERLIGHT: Thank you, Madam President. This appropriation, obviously, goes hand-in-hand with the recent traffic ordinance that we passed a few short months ago. We were told and it was spoken about that we had to pass that ordinance to join the 1980's; no longer should a parking ticket cost \$ 2.00. We must prohibit people from parking illegally to expedite the movement of traffic. Unfortunately, what we weren't told or we weren't smart enough to figure out, that it is going to cost us right now, \$235,000 to join the 1980's. I am definitely opposed to this appropriation; every cent of it. I would like to know what alternative collection methods have been explored? I have seen nothing sent to me in writing. Why can't we get more productivity out of our people? Why is it everytime somebody comes up with a great idea, it's going to cost us money? It's going to cost us dollars; not in hundreds of dollars, but in hundreds of thousands of dollars.



FISCAL COMMITTEE: (Continued)

MR. WIEDERLIGHT: (continuing) Just this morning, just yesterday, and the day before, we hear our higher City officials talking about a budget crunch. We see the labor unions being offered zero increases in salary, but yet we have a department coming in here and saying, "Hey, I'm going to get you \$800,000 but you have to put up \$235,000." I want this Department to come back to me and say, "What productivity can they bring forth to bring in some of this money?" We gave them their ordinance. They got the rules on the books; now let's see them do something with what they got before we spend any additional money.

Just today, and yesterday, I saw two Traffic Department, I guess there are Police officers, riding in a car together giving out tickets. Two together, giving out tickets downtown. May be one was lonely, I don't know. I think that that is a gross, gross waste of money; that's one area, and if that Department can't get their act together and get some productivity with the ordinance they have on the books, I certainly am not going to vote for \$235,000 when we are in the budget crunch that we are in right now.

MR. BOCCUZZI: Move the question.

PRESIDENT SANTY: A Motion has been made and Seconded to Move the question. There are five speakers left to speak. All in favor of Moving the question, please say aye. Opposed? Will the no votes please raise their hands. We will use the machine if you want to Move the question. The Motion to Move the question has been DEFEATED 13 yes, 19 no, and 8 not-voting.

MR. LIVINGSTON: Madam President, on this particular item, I believe it was described to us in Committee that we have some \$6 million that is outstanding in uncollected fees, and we were told that we just did not have either the expertise, and at one point, we were even told that the way the State law is written, we did not have the ability to collect these debts, but with this collection agency, it will be able to become a civil matter and outstanding debts could be pursued in court. There is one question I have and it concerns the people who are going to be on this appeal board, and Mr. Esposito, I am hoping you will be able to answer this. How will these people be chosen? Will this Committee be chosen by the Mayor, by the Traffic Department, will it be done with confirmation from this Board? I would really like to know exactly how that panel is going to be set up because it could be very important someday; we wouldn't want to do anything that is going to come back to haunt us later.

MR. ESPOSITO: We, the Board of Representatives, have final approval of that panel. The names will be submitted to us by the Mayor.

PRESIDENT SANTY: Does that answer your question, Mr. Livingston?

MR. LIVINGSTON: Yes, it does, Madam President.



FISCAL COMMITTEE: (Continued)

MR. BLUM: Madam Chairman, through you to Mr. Esposito, on Code 281.5213 Parking ticket processing and collection, I feel that this is an excess amount of money when we go outside the venue of the Department looking for a collection agency; in a sense, there is the 40% because that is usually the fee of a collection agency. I am sort of against it because I know what was done at the tax collection office. They went out and hired people and put them into the tax collection office to go out and find delinquent tax people, and they did a marvelous job. I can't see why we must go out to a collection agency first before looking for our own employees similar to those employees who went out and found delinquent taxpayers. I intend to vote against this entire appropriation. Thank you.

PRESIDENT SANTY: Did you ask a question of Mr. Esposito? Was that a question on that one item?

MR. BLUM: I just wondered where they got the idea to go out and get a collection agency?

PRESIDENT SANTY: Mr. Esposito, would you please respond?

MR. ESPOSITO: Yes. In response to Mr. Blum, I also want to respond to some of Mr. Wiederlight's comments about that very issue. The City of Stamford will, it is projected, write approximately 40,000 traffic tickets. As Mrs. Conti correctly stated before, we have \$6 million in traffic tickets in the past couple of years which have been uncollected. I think that indicates the problem. The City writes out thousands, 42,000 traffic tickets. Many of them are not Stamford residents. We really don't know the breakdown of how many Stamford residents, how many live in other communities, how many are even out-of-state. In order for the City or the Parking Department specifically, to collect on the majority of tickets which are not paid by the recipients, it would be a tremendous expense.

If you are talking about 42,000 traffic tickets, most of which may not be from the City of Stamford, you then have to contact the Department of Motor Vehicles, get a name and address of the owner of that vehicle, send that owner a copy of the ticket, and notify them that they are delinquent. This only, the processing of that letter, to write the letter, to send it out, would cost the City approximately a \$ 1.00; may be more in terms of staff time. 42,000 ticket, most of which are not collected, is an enormous workload. I don't think we can use delinquent taxpayers as an example. There aren't that many taxpayers in the City of Stamford, and they are only a small proportion of whom are delinquent. There just isn't the staff in the Parking Department to begin to deal with this problem, and the problem is even worse than that. Many citizens of the State of Connecticut and also the neighboring State of New York realize, and the word gets out. You park in Stamford once, you get a ticket, you go back to your home in Danbury; you never get a notice, you are never fined, never brought into court, never get a delinquent notice. Next time you are in Stamford, you park again and you don't worry about it. There is a flagrant violation of the laws. We passed an ordinance a couple of months ago, and people are still not going to obey that ordinance if they know they can get away with it. The amount of time it would take the Parking Department to find out where these people live outside of Stamford to get them to pay the tickets, would be exorbitant. The cost would be exorbitant to the City.



FISCAL COMMITTEE: (Continued)

MR. ESPOSITO: (continuing) DataCom is an organization that specialize in this process. They have the computer terminal. They are plugged into this. They have the whole system worked out. They have used this system in many of the communities, and they have been very effective in collecting a much larger proportion of the tickets issued. That's why the Parking Department is going in this direction and not trying to do it inhouse.

PRESIDENT SANTY: Thank you, Mr. Esposito. There are 12 more speakers.

MR. DONAHUE: First of all, during the last budget process that we went through, the Traffic and Parking Department came in with a suggestion, and talked about the amount of money we could cut from the Traffic and Parking Department budget by which they would reduce staff and reshuffle staff in their office to decrease the cost of operating that Department. Part of the reason and probably most of the reason was that they were not going to be doing the processing of traffic tickets internally any longer; so there has already been savings in running that Department. Mention has been made of over \$6 million in outstanding parking tickets that are on the books today and we may not be able to collect a lot of that; may be more than a \$1 million mentioned, but may not be able to collect some of that. The very reason why we have \$6 million in outstanding parking tickets is that we never had the operation inhouse that allowed the City to go out and collect that money. CCM, Connecticut Conference of Municipalities, has developed a system, and hired a contractor that is being shared, and the work is being shared by a number of cities and towns in Connecticut. They are asking, right now, for this money to pay a Stamford share that will allow us to never have an outstanding debt of \$6 million owed to the City again. We learned very well working on the original ordinance within the Committee, that basically, the only persons who were getting delinquent notices were local residents. It was impossible to go out after anyone who lived out-of-town, and anyone who lived out-of-state couldn't be touched at all. There is no extradition on parking tickets from another state. You can't even take them to court for what they owe. This is the cheapest way for the City of Stamford to go after parking tickets, to go after repeated offenders, and to make sure that the money owed to the City comes back into the City. The figures that Mr. Esposito already quoted are absolutely correct.

You can vote this money down, but then you have no effective means of collecting parking tickets until this Board is willing to increase the staff of the Parking Department, provide for computer terminals for the Parking Department because they have <sup>had</sup> a great deal of difficulty getting this information in the past, out of our own computer. The computer we have now may not be able to do it. Somewhere in that computer are the names and addresses and license plate numbers of every New Yorker who has an outstanding parking ticket in the City of Stamford, and we never could get that list. CCM has contracted a company that specializes in this. They have a good record in other cities in the United States. Rather than add staff, rather than expand the department, rather than put more people in the pension fund and all the other things that go along with that, the Traffic and Parking Department has found a cheaper way to do it now. May be at some point in the future, it will be cheaper for the City to do it, but it isn't now. We don't have the means. I urge you to pass the rest of this appropriation. It is necessary. Turning down that money, \$228 some odd thousand dollars, is going to prevent the City from collecting, I believe, the figure was somewhere around \$800,000. Simple mathematics would say that that is not a bad deal. It's certainly better than what we have right now, and have had for the past 10 years; a system that allowed over \$6 million to remain outstanding, and who has suffered for that, every taxpayer in the City. Thank you.



FISCAL COMMITTEE: (Continued)

MRS. CONTI: Thank you, Madam President. I am opposed to this entire appropriation just as I was opposed to the ordinance which preceded it despite Mr. Wiederlight's hindsight, there were some of us that were foresighted enough to realize that it would cost us a fortune to implement this ordinance.

Talking about the \$6 million, according to Mr. Ford, even placing this \$6 million with this collection agency, all we can expect in return is a million or possibly a million and a half out of the \$6 million that is owed. That is a collection return of somewhere in the vicinity of 16 to 18%. If that's all we can anticipate in collecting on our parking tickets, it hardly justifies an appropriation of this magnitude. Thank you.

MRS. SAXE: First of all, I am in favor of this appropriation. In our work-up that we received, we have a cost analysis that shows that we will be making \$400,000 plus. We will be making 60% of all tickets that are collected. 40% will go into the processing costs. I think we are making a big mistake by being penny-wise on this and pound-foolish. In the end, we will be making revenues for the City and in our tax impact statement on the front page of our request, it shows that it will be a tax reduction, not something that is going to cost us something, but a reduction in the taxes. I think we should all take the time for a few minutes and look over our cost analysis for the collection revenue for January to June of '83, and you will see that this will be very cost-effective and very good for the City, and I would like to comment that Mr. Ford has done a very good job of putting this together, and he should be commended for it because he is going to make us money.

MR. DeLUCA: We have been hearing quite a bit about the nice numbers, how they look over here, and all the money we are going to be getting for a \$300,000 investment; we're going to be collecting \$1 million, etc., reminds me of a little story about the Chairman of the Board who invited his four poor vice presidents into a conference. One was the vice president of manufacturing. The Chairman of the Board wanted to know how much two plus two was, and the vice president of manufacturing said it was "four." He asked the vice president of engineering how much is two plus two? The engineer pulled out his slide-rule and says it could be "3.9, 3.8." He asked the vice president of finance. The vice president of finance says, "Hey, two plus two can be whatever you want it to be. You tell me what you want it to be, and I'll make it." Next was the vice president of marketing. He said, "Simple, two plus two with the projections out there, it's at least six if not eight."

I look at these figures here and I could see the same thing that Jim Ford is saying; he started off with \$400,000, "Give me \$400,000, I can make a million." Can he really make a million for us? Granted we need something, maybe this is the best possible way to go, but like Mike Wiederlight says, "Maybe if we have increased productivity, things can happen also." But rather than defeat the whole issue here, I would be willing to make an amendment to this item as a start. Let's give him something to work with, and then if his projections prove to be accurate, funds are coming in, let him come back for the rest later on. Why give him \$228,000 right now? Therefore, I would like to make an amendment reducing the \$228,800 by \$114,400 whereby the new total would be \$120,650.



FISCAL COMMITTEE: (Continued)

PRESIDENT SANTY: Mr. DeLuca, your amendment is to delete \$114,400. What is the total?

MR. DeLUCA: The new total that we would be voting on would be \$120,650.

PRESIDENT SANTY: You're making that amendment?

MR. DeLUCA: Yes.

PRESIDENT SANTY: Is there a Second to that amendment? There is a Second. We are now speaking to the amendment only.

MRS. McINERNEY: Madam President, I would like to speak against the amendment. I think that Mr. Donahue clearly stated in his over-view of the entire situation earlier in the evening that these facts were known to us at the time we were passing the ordinance. Those of us who sat on the L&R Committee struggled with this for many months, probably as long as seven months. I get confused as the time; it seems that we deal with items forever. The fact that we will collect a million and a half of outstanding \$6 million traffic tickets, is really based on the fact that the State has a certain statute of limitation regarding the year any ticket can be outstanding. If you will remember, this list that we got with \$6 million went back something like \$6 million and I would like to point out that I do believe the people at the top of the list, happened to be people who were employed by the City of Stamford and using City vehicles as well at the time the tickets were issued.

I feel that by reducing this item to \$120,650, we would be making a mistake because in effect, the item has already been cut from \$400,000 to \$235,050. In order to make this a productive program at all, we have to start from zero-base. If as Mr. Donahue has indicated, we are willing to fund the Department to hire 20 more people or 10 more people to process and train to use a computer, if we are willing to buy the software necessary to implement our own program, then by all means let's cut the entire amount out, and let's ask Mr. Ford and the Mayor to reconsider the proposal in the budget and include those people for next year's budget item, and let's have them join unions and let's have them receive fringe benefits, and let's have them go on to a pension program. I really feel that if we can invest \$235,000, and have a return on our money of a million, a million and a half, we are doing well to start the program. There is hope that the million and a half will be much higher, and if I were an investor, I certainly would like to put \$200,000 into something and get a million back. Sounds like a much better deal than a \$6 million outstanding debt that the City has carried over the last few years. Thank you, Madam President.

PRESIDENT SANTY: Thank you, Mrs. McInerney. There are eight speakers left to speak. We are now addressing the amendment.

MR. BOCCUZZI: I'd like to speak against the amendment at this time, I feel that the cut as Mrs. McInerney has already stated, reflects a lesser time that the Board of Finance would give the Parking Authority to collect the tickets and show that *there* ~~their~~ is actually going to be an increase in collection. I also have to agree with Mrs. McInerney that \$235,000 and a return of even \$1 million is an asset to the taxpayers of Stamford and it's a good investment. To Mr. DeLuca, I don't know what firm you were talking about before, but I just took the calculator out and two plus two is 12.



FISCAL COMMITTEE: (Continued)

MR. WIEDERLIGHT: I would have to be against this amendment. I think, quite frankly, just a random selection of a number in cutting it, whether it be by 50%, 33-1/3%, or whatever, not knowing what the Traffic Department can work with is not a wise thing to do. Maybe the money we are giving him is useless to him. Maybe he has a certain basic up-start dollars that he needs, and for us to simply slash it and say, "O.K., you got this amount of money to work with" may handicap him to the point where he says, "I can't even use that money." I don't think that we should do that. If we are going to cut by a specific amount, we should at least know from the person who is going to use the money if, in fact, it is a real amount of money we are leaving him with. Therefore, I have to be against this amendment.

MR. LIVINGSTON: Thank you, Madam President. I, too, am against this amendment made by Mr. DeLuca. If we were to take the \$228,000 and only make \$500,000 over this six-month period, we haven't lost a single thing; not anything at all. If we were to go by Mr. DeLuca's amendment, I imagine we would be cutting this down to a three-month period. We really don't know that for a fact, but just the simple laws of diminishing returns would tell us that we're not going to be getting anyplace near the target figure we are looking for.

Another thing we were told in the Fiscal Committee, was that there's a possibility that at the end of this six-month period, that there is a bank out of New York that provides the same service which fees may be less than the \$1.60 per ticket. I think we should put this to rest once and for all, and turn down Mr. DeLuca's motion and go ahead and proceed to the main motion. Thank you.

MR. ESPOSITO: Move the question.

PRESIDENT SANTY: A Motion has been made and Seconded to Move the question. There are six speakers left to speak. All in favor of Moving the question, please say aye. Opposed? Will the no votes please raise your hand. Not sufficient. We will Move the question. The question is on Mr. DeLuca's amendment to delete \$114,400 bringing the total of this item to \$120,650. Please use your machine. We are voting on Mr. DeLuca's amendment. Has everyone voted? The amendment is DEFEATED 8 yes, 24 no, and 8 not-voting. We are now going back to the main motion.

MRS. SIGNORE: Move the question.

PRESIDENT SANTY: A Motion has been made and Seconded to Move the question. All in favor of Moving the question, please say aye. Opposed? We're going to Move the question. The question is on \$235,050 for the Department of Traffic and Parking.

MRS. PERILLO: May we have a Roll Call vote, please?

PRESIDENT SANTY: You're making the Motion for a Roll Call vote?

MRS. PERILLO: Yes.

PRESIDENT SANTY: Is there a Second? Seconded. All in favor of a Roll Call vote, please say aye. Please raise your hand if you want a Roll Call vote.

FISCAL COMMITTEE: (Continued)

PRESIDENT SANTY: (continuing) Sufficient, we will proceed to a Roll Call vote. We need 24, two-thirds of those present, and there are 36 members present. The Tellers are well-prepared, Mr. Wiederlight and Mr. Stork are all prepared. We'll proceed to a Roll Call vote.

MS. SUMMERVILLE: Called the Roll.

PRESIDENT SANTY: The Motion is DEFEATED 23 positive, 11 negative and 2 abstaining. The Motion is DEFEATED.

- (6) \$ 145.00 - HEALTH DEPARTMENT - Code 550.1201 OVER-TIME - additional appropriation per Mayor's request 1/4/83. For oil spillage reimbursable occurrence. Finance Board approved 1/13/83.

APPROVED ON CONSENT AGENDA

- (7) \$ 88,550.00 - LAW DEPARTMENT - Code 230 - additional appropriation per requests from Mayor Clapes and Corporation Counsel Ben Fraser 1/12/83. Board of Finance reduced from \$313,550.00 to \$88,550.00 and approved the following on 1/13/83:

Code 230.1201 Overtime	\$ 5,000.
Code 230.2921 Printing	1,500.
Code 230.2922 Postage	800.
Code 230.2930 Stationery & supplies	1,250.
Code 230.2932 Books	5,000.
Code 230.5110 Professional legal services	\$75,000. (Reduced from \$88,550. (\$300,000.00))

Above also referred to EDUCATION, WELFARE & GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA

- (8) \$ 620,000.00 - SEWER COMMISSION - RESOLUTION AMENDING THE CAPITAL PROJECTS BUDGET FOR #112-252 PROJECT 123 PACIFIC-ELMCROFT to be financed by the issuance of bonds - \$429,300 of which will be reimbursed by Pitney Bowes, Inc. over a ten-year period; per Mayor's request August, 1982. Board of Finance approved 1/13/83.

Above also referred to PUBLIC WORKS COMMITTEE.

MR. ESPOSITO: Fiscal voted 7 in favor, none opposed with one abstention and I so Move.

PRESIDENT SANTY: Is there a Second to that Motion? There is a Second.  
Mr. Flounders, your Secondary Committee on #8?

MR. FOUNDERS: We have no Secondary Committee report because the Public Works Committee did not have a quorum, therefore, I Move we waive the Secondary Committee report.

PRESIDENT SANTY: A Motion has been made and Seconded to waive the Secondary Committee report. All in favor, say aye. Opposed? We are waiving the Secondary Committee report.



FISCAL COMMITTEE: (Continued)

MR. OWENS: Thank you, Madam President. I'd like to make a Motion to hold this item.

PRESIDENT SANTY: A Motion has been made and Seconded to hold this item and return it to Committee?

MR. OWENS: Yes.

PRESIDENT SANTY: Thank you, Mr. Owens. Would you like to speak to that?

MR. OWENS: Yes. Thank you, Madam President. I would like to hold this and I would like to get the support of the other Representatives. I would like to have time to get in touch with the Sewer Commission, and also the Planning Board because we have had problems with the sewers in South End, and I'd like to get more response from those departments that are involved to see if there is a community-wide situation that they are planning as far as these sewers are concerned. I would like the time to do that, and I am not asking for a year; I'm asking for a month delay on this.

PRESIDENT SANTY: Thank you, Mr. Owens. We are now speaking to returning this item to Committee. It will be noted that Mr. Livingston has left the Floor and will not participate or vote on this item.

MR. BLAIS: Thank you, Madam Chairman. At this time, I'd like to Move the question.

PRESIDENT SANTY: A Motion has been made and Seconded to Move the question. All in favor of Moving the question, please say aye. Opposed? We will Move the question. The question is on returning this to Committee. Please use your machine for a vote. Has everyone voted? The Motion to return to Committee has PASSED 28 yes, 2 no, and 10 not-voting.

- (9) \$ 10,559.00 - STAMFORD YOUTH PLANNING & COORDINATING AGENCY (SYPCA) -  
Code 792 Youth Service Bureau - various line items -  
additional appropriation per Mayor's request 11/1/82 and  
SYPCA request 10/26/82. Board of Finance approved 11/10/82  
and 1/13/83. Defeated by this Board 12/6/82. Was resubmitted.  
Held in Committee 1/10/83.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

MR. ESPOSITO: Fiscal voted 6 in favor, 2 opposed and I so Move.

PRESIDENT SANTY: Is there a Second to that Motion? Several Seconds. Health and Protection Committee report.

MR. DZIEZYC: There was no vote, so I make a Motion to waive the Committee report.

PRESIDENT SANTY: There is a Motion to waive the Secondary Committee report. It has been Seconded. All in favor of waiving the Secondary Committee report, please say aye. Opposed? We will waive the Secondary Committee report.



FISCAL COMMITTEE: (Continued)

MR. ESPOSITO: This is a request that doesn't involve the use of any City funds. In actuality, the City has received funds from various sources including a \$1,000 from the Town of Darien as a contribution for their coverage to the runaway youth program, and over \$4,000 from Health and Human Services as a grant from the program coordinator's position in Greenwich. What is being requested here is the power to appropriate that money to various line items so that SYPCA can spend the money.

PRESIDENT SANTY: Thank you, Mr. Esposito.

MRS. GERSHMAN: I am off the Floor.

PRESIDENT SANTY: Mrs. Gershman has also left the Floor and will not participate in this vote.

MRS. CONTI: Thank you, Madam President. I am opposed to this appropriation because this would aid in the complete conversion of this group from a former grant position to City employment, and I will read from the Minutes of the Board of Finance meeting. "Request for an additional appropriation in the amount of \$10,559.00 covering various accounts in Code 792 Youth Services Bureau. Request for authorization to transfer the sum within various accounts which funds are required in order to implement the transfer of the SYPCA from the administrative supervision of the Committee on Training and Employment to the City administration. The additional funds requested representing a grant and so forth." But this would bring these former grant employees under City employment and I am opposed to that.

PRESIDENT SANTY: Thank you, Mrs. Conti.

MR. ESPOSITO: Just to comment and respond to Mrs. Conti, these workers are already part of the City employ. As of July 1, 1982, Mr. Marra and the Mayor took the responsibility of SYPCA away from CTE and brought it under the City's control. So, this has nothing to do with that. They are already under the City control. In the past, these particular funds, we are talking about State DCYS funds, the Town of Darien fund, the Health and Human Services grant from Greenwich, in the past, these funds have gone directly to SYPCA and since SYPCA wasn't under the City control, we never had to worry about appropriating the money. We only appropriated the \$20,000 of the City's share. Now that the Administration has taken over SYPCA and it is under City control, in order for them to get the same funds they have gotten every other year for these programs, it has to come through our appropriation process. So, turning this down doesn't change anything; they are under the City's process.

PRESIDENT SANTY: Thank you, Mr. Esposito. Are there any other speakers?

MRS. SAXE: Thank you, Madam President. Through you to Mr. Esposito, Paul, can you tell us what other towns are involved in this and have they paid their fair share?

MR. ESPOSITO: Stamford, Greenwich, Darien, and Darien and Greenwich are represented, yes.

MRS. SAXE: What about New Canaan?

MR. ESPOSITO: New Canaan is part of the coverage area, but to my knowledge, New Canaan has not contributed anything.

MRS. SAXE: Thank you.



FISCAL COMMITTEE: (Continued)

MR. WIDER: Thank you, Madam Chairman. This agency is worthwhile and was serving a great number of people; especially, the people that are out-of-doors and the City has seen that they were valuable and they have taken them from under CTE. I think we have a responsibility, and we should have some kind of dedication to them because maybe some of our children are served. Thank you, Madam Chairman.

PRESIDENT SANTY: Thank you, Mr. Wider.

MRS. CONTI: Thank you, Madam President. With regard to what Mr. Esposito said, presumably if we cease to appropriate money, the Agency will cease to exist and no longer be a burden to the taxpayers. Thank you.

PRESIDENT SANTY: Thank you. There being no further speakers, we will proceed to a machine vote on this item. We are now voting on item #9 under Fiscal, \$10,559.00 Stamford Youth Planning & Coordinating Agency. We are now voting on Item #9, approval of this item. Has everyone voted? The Motion is DEFEATED 23 yes, 8 no, 2 abstaining and 7 not-voting.

- (10) \$136,446.00 - TEACHERS' AIDE CONTRACT - Board of Education - additional appropriation to implement Teachers' Aide Contract for 1982/83 fiscal year, per 12/1/82 letter from Benjamin R. Reed, Asst. Supt. of Schools/Business Affairs, and attachments. Board of Finance approved 12/20/82. Returned to Committee 1/10/83.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

MR. ESPOSITO: Fiscal voted 6 in favor, 1 opposed with 1 abstention on this contract, and also requested that a resolution be passed.

PRESIDENT SANTY: One moment, Mr. Esposito. The members that have left the Floor, will you please let me see you before you leave the Floor. Mr. Tarzia has left the Floor, Mr. Dziezyc has left the Floor, Mrs. McInerney has left the Floor, Mr. Boccuzzi, Mr. Donahue, Mr. Flounders, Mr. White has left the Floor and will not be participating in this vote. Is there anyone else who is leaving the Floor? How many people are left? Mr. Wiederlight and Mr. Stork, would you take a quick count? Should be 29 present. We have 28 present and voting.

MR. ESPOSITO: The Fiscal Committee requested that a resolution be passed along with this appropriation; not that it is binding, but just informational for the City at large. A copy of the resolution is on everyone's desk. Do you want me to read it?

PRESIDENT SANTY: Yes.

MR. ESPOSITO: "It is not the Board's intent to set a precedent of 9% for future labor contracts by its approval of the Teacher's Aide Contract. Rather, the Board's action should be viewed as an approval of an average raise of \$600." In fact, that's what this appropriation is all about. The average increase, I should say, the maximum increase that would take place if we approve this appropriation is \$585.00. Given the fact that although it's a 9% increase, we are talking about a base pay of approximately \$5,000. This is a very minimal amount. There is no place in Stamford or anywhere else where you are going to



FISCAL COMMITTEE: (Continued)

MR. ESPOSITO: (continuing) get someone to work full-time because that's what they do, work full-time for \$5,000 a year. Fiscal took this into account even though many members felt very strongly about the fact that we don't want to set a precedent, and that's why we passed the resolution.

MRS. GUERIAN: Point of information?

PRESIDENT SANTY: Just one moment, I didn't get a Second to that Motion. There is a Second to the Motion; and I'd like the Secondary Committee report which is E, W, & G.

MS. DeGAETANI: I Move to waive the Secondary Committee report.

PRESIDENT SANTY: There is a Motion made and Seconded to waive the Secondary Committee report. All in favor, please say aye. Opposed? We'll waive the Secondary Committee report.

MRS. GUERIAN: I have a Point of information.

PRESIDENT SANTY: Yes.

MRS. GUERIAN: How do you get a resolution on the Agenda when it doesn't appear on the Agenda?

PRESIDENT SANTY: That's a very good point.

MRS. GUERIAN: Especially at a Special meeting. I don't understand that.

PRESIDENT SANTY: Mr. Esposito, this resolution is not part of the Agenda as presented and this is a Special meeting and nothing can be considered under this.

MR. ESPOSITO: It's part of the Fiscal Committee's report.

MRS. GUERIAN: It's not on the Agenda.

MR. ESPOSITO: You asked me to give a report; I'm giving you the report and that's part of the report. What you do with it is up to you.

PRESIDENT SANTY: I would ask the Parliamentarian for a ruling on that. The resolution is a part of the Fiscal Committee's report.

MR. HOGAN: Madam Chairman, thank you. I would suggest that the Fiscal Committee, the Co-Chairman, Mr. Esposito, withdraw this as a resolution and simply make it a comment attached to the report of the Fiscal Committee.

PRESIDENT SANTY: Mr. Esposito, just mention that fact; cross out the word resolution and make this part of your report.

MR. ESPOSITO: I would request that that statement be made part of the Fiscal Committee report in connection with this particular appropriation request.

PRESIDENT SANTY: Fine, and I accept that.



FISCAL COMMITTEE: (Continued)

MS. SUMMERVILLE: ...For imformational purposes, it would read, "It is not the 17th Board of Representatives intent to set a precedent," and down at the bottom to say, "By the Fiscal Committee of the 17th Board of Representatives."

MR. ESPOSITO: I accept that.

PRESIDENT SANTY: He accepts that addition. Thank you, Mr. Esposito.

MRS. SIGNORE: I'd like to address this. I really think that we have to think of the base on which this whole thing is predicated. This group of people is probably the most underpaid group of people in the City. Probably part of it is that they work with children, and I think that is pretty sad. I would ask the members of this Board of Representative group this evening, to look with favor on this increase. It's important. These people do a vital job. They are there all day, every day, working with children. Please consider that when you vote. Thank you.

MR. DeLUCA: I have one question.. The last meeting I requested some information from the Board of Ed as to what happened to the \$162,000 refund from the medical insurance carrier? Was there any answer to that?

MR. ESPOSITO: Yes, #1 on that issue is that the money has not been credited to the Board of Education account as of yet. They are not sure that it ever will be, and on that basis, they cannot assume that they are going to have that money, and they can't assume that they can pay this contract, the additional amounts of this contract from monies which they do not have or never be able to attain.

PRESIDENT SANTY: Does that answer your question, Mr. DeLuca?

MR. DeLUCA: Vaguely, it answers the question, but it appears to be another one of the Board of Education's policies of doing as they please. I have to agree with Mrs. Signore. These people do deal with children. If you look back at the track history of the Board of Ed, when it comes to budget cuts, that's what they do; they hurt the children. You recall at the last budget cut, instead of laying off any administrators, they laid off the teachers. They kept the administrators. As I said at the last meeting, they found money to give increases to the administrators, but they couldn't find money to retain teachers, and they are coming back with the same thing as far as the aides go. I get a charge out of Ann McDonald, provided that the paper quoted her correctly, she states, "It has been negotiated and that's it," said McDonald. "We are not going to start funding contracts; we can't raise new revenues." It's amazing just like magicians; she finds the money for the administrators again. I agree that Teacher Aides are the lowest paid, and I agree with the report that just because they get a 9% doesn't mean we are going to go along with all the other unions, especially when we look at the base for the Teachers' Aides.

Even though I don't plan on voting for the contract, it's not that I'm against the Teachers' Aide because they deserve it. With me, it is going to be a matter of principle because of the way the Board of Education keeps handling contracts when it comes to the people that have to deal with the students. It seems that anyway they can hurt the students, whether it be through the Teacher Aides, paying them a low salary, or laying off teachers, this seems to be their modus operandi. Thank you.



FISCAL COMMITTEE: (Continued)

MRS. GOLDSTEIN: Thank you, Madam President. Mr. DeLuca, I certainly respect what you do in terms of your vote. However, when you talk about hurting a group and not wanting to hurt the Teachers' Aides who are hard workers, low paid, so low paid that they are probably working below minimum wage, the first thing you are doing by voting against this appropriation is hurting them. It is really the only thing you are doing by voting against it is hurting the aides. These aides are the ones that work directly with the students; very often on a one-to-one basis, work a full day, and you know many kids come home talking about the aide who is teaching them to read because that aide is working alone with them. I just don't see in good conscience, no matter what kind of axe one has to grind with the Board of Ed, one can vote against this particular appropriation. Thank you.

MR. GAIPA: Thank you, Madam Chairman. I also have the problem in terms of the increase 9%. That really doesn't bother me because this Board in its wisdom, has funded 10% increases for the teachers and an arbitrator just awarded a 9% increase to the administrators which we are stuck with. In that type of environment, a 9% increase to the Teachers' Aides is really not a problem especially when it is on such a low base. What is the problem, however, is evidently the drawing of battle-lines by the Board of Education in terms of the funding of this agreement. People at the Board of Education, told me and there were other members of this Board present at that meeting, that they did get \$162,000 back on their insurance. In fact, the Teachers' union was offered an opportunity to increase their staff. In other words, add more teachers. Hire back teachers that have been laid off with that money. If that money wasn't available, how come such a proposition could be made by the Board of Education? It was also stated that considerable money has been saved so far this year in the fuel account. I don't think it would take too much of an auditing genius to find \$250 or \$300,000 fooling around in the Board of Education's budget right now that's unexpended, and probably will not be at the end of the fiscal year.

I have one question for Mr. Esposito, through you, Madam Chairman. Is it true that by Charter we have to fund this contract and that the money cannot be paid out of Board of Education funds as has been stated publicly?

MR. ESPOSITO: I can't quote the Charter unless you have a section of the Charter. What I do know, however, is that, in your mention of drawing of battle-lines, the Board of Education's position is that when they submitted their budget, they submitted the budget without any salary increases, without any contract increases in that budget, and since this contract, has come after the budget was approved, and requires an additional appropriation of \$136,000, that is why they feel we have to appropriate that money. They don't know what they are going to spend between now and June 30; whether they will save money in fuel, whether we won't. It's been a warm winter so far. The fuel costs have gone down, but we have no idea what is going to come forth in March and April. How much is going to have to be expended. They cannot stop paying this increase in salary predicated on the possibility that they might save the money. They made a budget proposal. We approved that budget based on the fact that there were set salaries in that budget. There were no provisions for contract settlements in that; we knew that when we approved their budget, and now they have a contract settlement and they feel



FISCAL COMMITTEE: (Continued)

MR. ESPOSITO: (continuing) strongly that it is our obligation to fund that contract settlement.

PRESIDENT SANTY: Thank you, Mr. Esposito. Does that conclude your questions, Mr. Gaipa?

MR. GAIPA: Yes. I would just like to make a statement though that they have in their budget, they budgeted \$462,000 for their insurance costs which it turns out, they did not have. So, it works both ways.

PRESIDENT SANTY: Thank you, Mr. Gaipa.

MR. LIVINGSTON: Thank you, Madam President. Last month we held this in Committee based on receiving information concerning the return of funds from the insurance policy. A number of people have made statements chastising the Board of Education, but to ask these people to continue to suffer because of our gripe with the Board of Education, as I see it, is unjust. I sincerely believe that the time has come that we put our resources where we have put our mouths, and we have placed our mouths in a position of saying what a brilliant job these people are doing.

Now, if the Board of Education is to be chastised, then it is up to the voters of this City to chastise them. It's not for us to penalize another group because of our gripe with the Board of Education. I feel that these people are deserving and we should move in their behalf. Thank you.

MR. WIDER: Move the question, Madam Chairman.

PRESIDENT SANTY: A reminder that there are 7 speakers. A Motion has been made. There is a Second to Move the question. All in favor of Moving the question, please say aye. Opposed? All those opposed to moving the question, please raise your hand. We will continue. The Motion to Move the question has been DEFEATED.

MRS. CONTI: Thank you, Madam President. I would like to further elaborate on the matter of the \$162,000 as raised by Mr. DeLuca and Mr. Gaipa. I would like to say that Mrs. McDonald's attitude when she came before the Fiscal Committee was that even if they were to get the \$162,000 back, they had no intention of setting the precedent of funding their own contracts, and that was the over-all attitude. There is some question that they may get the money back; that's something that we don't know definitely at this point.

Now, with regard to the matter of 9%, one of the headlines in tonight's paper was all the City unions are watching what action this Board takes on the Teachers' Aide contract tonight. Now, it's true these people may not be highly paid, but neither are they forced to stay in this type of employment. If they want to make more money, they have to make up their minds what's more important; money or the type of work they are doing? We all have to make our decisions along the way somewhere. This particular Teachers' Aides started out as a voluntary project. They were never paid at all. It was done by people who loved the work so much that they volunteered their time to do it. Now, all of a sudden, there's the hue and cry that it's underpaid. Well, I don't think that's quite fair. If it's pay they want, then they have to seek employment where they get pay. If it's the love of children they want, then they have to forego the love of money. Thank you.



FISCAL COMMITTEE: (Continued)

PRESIDENT SANTY: I'll remind our guests in the gallery, there will be no remarks from the gallery while this Board is in session.

MR. DUDLEY: Thank you, Madam President. I am a little bit disturbed at what I am hearing here tonight. It is my understanding that a lot of these Teachers' Aides are being paid under minimum wage. I just can't comprehend some of the things that I'm hearing tonight. While I do understand some of the view-points, I don't understand people publicly mentioning that they will vote against something because of a problem with the Board of Education or whatever the case may be.

You are talking about people who are helping our children in our schools; people who are doing an honest day's work in trying to help out with the education of our children, and if they are underpaid, I believe they should get this increase and I recommend to the full Board that they do pass this appropriation.

MR. ZELINSKI: Yes, thank you, Madam President. These Teachers' Aides do deserve the funds that we are going to be hopefully, approving tonight, and certainly, much more. We're talking about the education of children which is a most important commodity, and these people are dedicated, they do the job. A lot has been mentioned pertaining to the percentage of 9%. As was mentioned, we are not talking about 9% of thousands and thousands of dollars as would be in possibly a larger contract with other employees of the City, and I think we have to stop and think tonight that we are voting tonight on one contract, and we should not lump all City contracts together. We have to vote on the merits of each one individually. The pay that these people receive for the job is really not worth it. It was mentioned that possibly they should seek other employment. Possibly they can't and I don't think that should be a criteria on which we vote tonight.

I think it's most unfortunate also that these Teachers' Aides have somehow become pawns between the Board of Education and the Board of Representatives. They have accepted a contract. We are voting on the merits of the contract. I know there are some concerns as far as the funds with the Board of Education. However, I don't think that we should punish the Teachers' Aides and the work that they do because of other concerns we have. I would ask my colleagues to please stop and think about that tonight before they vote. We're talking about people who are dedicated, who are giving of their time, who do want to receive a fair wage for the work that they do which deals with the children of our constituency, and I think it would be a disservice to them and the students and their parents if this contract were to be turned down. Thank you very much, Madam President.

MR. RYBNICK: Move the question.

PRESIDENT SANTY: A Motion has been made and Seconded to Move the question. There are 9 speakers left to speak. All in favor of Moving the question, please say aye. Opposed? Will the no votes please raise your hand. We need two-thirds to Move the question. The Motion to Move the question HAS NOT PASSED.



FISCAL COMMITTEE: (Continued)

MR. WIEDERLIGHT: God bless you for not moving the question. First of all to Mrs. Conti, Mrs. Conti, before you leave the Floor. In any event, thank God the Teachers' Aides are not in it for the money because if they were, they would be in bad shape. I will vote for this contract based strictly on the base that we are working off of; not because of 9% but because we are starting from an infinitesimal amount of money in the beginning.

It is my understanding that we really have no choice. We are contractually bound to appropriate this money. I could be wrong but I believe it was the 16th Board that I was a part of, that went through this whole thing of not voting for a contract, and next thing some guy came knocking on my door with a summons, and bang went to court and we spent money on litigation, and we lost. So here we are back to square one again. It seems ridiculous. In any event, the matter has been mentioned \$162,00 for this, \$162,000 for that; that should not influence the Teachers' Aide contract and the appropriation of the money. If somebody on this Board feels there is \$162,000 floating around someplace out there that should be put back in the City's coffers, let them have an inquiry, let them have an investigation, let them write letters, let them go knock on somebody's door, but let's not put the Teachers' Aides in the middle of any conflicts between the Board of Representatives and the Board of Education. Let's not make them pawns. They are teaching, they are working with who; our kids. They're not working with kids from Darien, Greenwich or New Canaan. They are working with our kids, and we're not even giving them the vote of confidence that they deserve.

I just feel that to vote this contract down is doing a disservice to yourself. It is our children that they are educating. Thank you.

PRESIDENT SANTY: Thank you, Mr. Wiederlight. At this time, I would also like to ask you and Mr. Stork to take a count of the members voting because Mr. Flounders is seated at this point.

MR. BLAIS: Thank you, Madam President. As I sat here tonight listening to the various arguments on this particular appropriation, I heard a lot of different reasons why we shouldn't accept it, why we shouldn't pass it. There might be money someplace else, an argument with the Board of Education, what about the other labor contracts, and I only have this to say. These people are underpaid. They are not paid a living wage. This is very, very immoral for us as employers to employ people when we know we are not giving them a living wage. Forget all these petty reasons why we shouldn't pass it. We should pass this measure just so that we can hold our head with dignity and the citizens of this City can hold their heads with dignity. Thank you.

MR. CONTI: Thank you. I think we are missing a little bit of one of the points here tonight. When the Board of Education comes to us for monies, we have no control over their line items. This is a case tonight where we do have control over one item and one item specifically. They have shown with all due intent that they don't intend to do anything about this, but they did find money to raise wages for the administrators. They have money to do other things. They have \$162,000 that they are going to do something else with, but I believe, if they are using the Teachers' Aides as pawns, we can turn around and show them that we are going to accept their challenge, pick up the gauntlet; we're going to pay



FISCAL COMMITTEE: (Continued)

MR. CONTI: (continuing) these Teachers' Aides what we think they deserve, which is a raise in pay, and then, get even if you want to use the word, when their budget does come up that we can cut this amount or more to make up for money that we, as the Board of Representatives, have spent to help somebody that the Board of Education themselves are not going to take care of, Thank you.

MRS. SAXE: Thank you, Madam President. First of all I think that it is complimentary to the Teachers' Aides that we know that they do a very fine job. I don't think that should be part of the discussion. The discussion is money. The hourly wages run from the schedules that I have from \$ 4.36 an hour to \$ 6.87 an hour. The thing that we do not have so that we can make a good fiscal decision is the actual cost that this is going to be to the taxpayers. We do not have their pension costs in. We do not have...

PRESIDENT SANTY: I have to remind the gallery if there ~~ARE~~ anymore outbursts, I'll have to ask them to leave. This Board is in session. Continue, Mrs. Saxe.

MRS. SAXE: We do not have their insurance costs. We do not have their sick pay costs. We do not have any of the other fringes that go with this contract, nor the monies necessary to know what they will be. And for that reason, not the reason they do a good job, but for that reason, I cannot accept this contract. Fiscally, we have not been given the proper information, and I think that we should either send it back to Committee, and I think that we should also note that the Teachers' Aides in this system have done an excellent job and they should not be considered because of what they are doing in the classroom; they're going an excellent job, but we should have to look at this from a fiscal standpoint and we do not have the proper information to make a decision. Therefore, I Move that we send it back to Committee.

PRESIDENT SANTY: There's a Motion made. Is there a Second to return this to Committee? There is a Second to return to Committee. We are now discussing returning this to Committee.

MRS. GOLDSTEIN: Thank you, Madam Chairman. I hope no one votes to send this back to Committee. There's really a very, very simple reason why we don't have any information about the pension costs for the Teachers' Aides, the sick benefits, the vacation time and everything else. That's simply because they don't get any. Teachers' Aides do not get pensions. They get 5 days of sick leave and no pension. If you know their hourly wage, then you will know exactly how much those 5 days come to. It is really very disheartening to have to sit here and listen to how much they get for pension and fringes and insurances. These costs don't exist for them. These people are truly the most underpaid group in the City, and if we consider the Board of Ed's full budget, and I assume that's what Mr. Conti said, that when we consider the budget, then if we feel that we want to cut amounts commensurate with this amount, you decide then, but to penalize them now is absolutely absurd.

PRESIDENT SANTY: I would ask any Representatives if they want to converse, to please leave the Floor. Next to speak on returning this to Committee, Mr. Zelinski.



FISCAL COMMITTEE: (Continued)

MR. ZELINSKI: Thank you, Madam President. I would urge my colleagues to vote not to return this to Committee, and remind them that this item was on our Agenda and was returned to Committee last month. I think it would be really shameful of us to ask the Teachers' Aides to have to wait another month before they know if their new contract is approved or not. I think it is unfortunate that we did not get some information. To quote from the Charter Section 655 under "Powers of the Board of Finance, when the collective bargaining agreements have been finalized and signed, the Board of Finance shall render an advisory opinion to the Board of Representatives the total cost and potential long-term tax burden of the agreements."

Now, I don't know why the Board of Finance was remiss in not giving this to us, but again, I don't think it would be fair to the people involved that we should hold them up again for lack of the Board of Finance doing their work on this, and I think that we should vote tonight and hopefully approve it. Thank you.

PRESIDENT SANTY: We are now speaking on returning this to Committee.

MR. BLUM: Through you, Madam President, to Mr. Zelinski. This Board does not ratify this contract. By the same token, that the Board of Finance doesn't give this Board any information on whether we should or not ratify. We don't ratify. This Board only approves the finances of this contract. I feel kind of, I don't know what to say. If an employee, a part-time employee gets \$ 4.00 an hour, and he puts in that kind of work to educate the children to a point, or aids the teacher to educate the children, we sit here and we talk not to give them \$ 4.00 an hour or \$6,000 a year. Well, I really don't know what to say. I think that we are more intelligent of this fact that we are getting something cheap. I think we all know that we are getting something good for next to nothing, and we're sitting hear close to a half-hour to an hour, speaking of whether we should pass this contract. I, for one, am urging you, my Board members, not to send this back to committee, and I urge you to think of it and make comparisons in your mind of people who don't have that part-time work with your children who may be have jobs lower than this that even get more than these people who get next to nothing. Just think; just vote to ratify and vote for these funds. Thank you.

MR. WIEDERLIGHT: Thank you, Madam President. The Motion to send this back to Committee has got to be the second most ridiculous thing I've heard tonight. In any event, we've had this before us now for 60 days, and all of a sudden, Mrs. Saxe, you wake up and you decide you want some information. Where has'thou been for 60 days?

MRS. SAXE: Point of personal privilege, please?

PRESIDENT SANTY: Mrs. Saxe, a point of personal privilege is not what Mr. Wiederlight just stated. If you would like Mrs. Saxe to answer your question, I'd be delighted. A point of personal privilege is against a person's character, or an improper attendance at a meeting. Neither one of those fit into this category. Would you like Mrs. Saxe...

MR. WIEDERLIGHT: No, it is not necessary, Madam President.

PRESIDENT SANTY: Mr. Wiederlight, why don't you address the point and forget the personality?



FISCAL COMMITTEE: (Continued)

MR. WIEDERLIGHT: It's time for us to fish or cut bait, and to send this back is only prolonging the inevitable which will be a court order appropriating the money.

PRESIDENT SANTY: Thank you, Mr. Wiederlight.

MRS. PERILLO: Move the question.

PRESIDENT SANTY: A Motion has been made and several Seconds to Move the question. There are only four speakers left to speak. All in favor of Moving the question, please say aye. Opposed? We're Moving the question. The question is on returning it to Committee. There are 29 people present after several tallies here. 15 votes are needed to return this to Committee. Just a majority. That's where we are; we are now voting on returning this to Committee. Please use your machine. Has everyone voted? The Motion to return to Committee has been DEFEATED 26 no, 4 yes and 12 not-voting. We will now continue with the main Motion which is approval of the Teachers' Aide contract \$136,446.00.

MR. WIDER: I Move the question, Madam Chairman.

PRESIDENT SANTY: There has been a Motion made and Seconded to Move the question. All in favor of Moving the question, please say aye. Opposed? We're going to Move the question.

There has been a Motion made and is that a Second, Mrs. Perillo, for a Roll Call vote? All in favor of a Roll Call vote, please raise your hand. A sufficient number. We will proceed to a Roll Call vote. I'll ask my Tellers to come up here for your tally sheets.

MR. ESPOSITO: Madam President, what is the number needed to pass this?

PRESIDENT SANTY: There are 29 persons voting. 21 positive votes are needed for approval. Our two Tellers are ready.

MS. DeGAETANI: (inaudible)

PRESIDENT SANTY: No, you're counted. Mr. Wiederlight, you counted Ms. DeGaetani? I'm sure there's 29. Mr. Stork, you also count. There should be 29. I'm sure you were counted, Ms. DeGaetani.

MRS. GUROIAN: You're having a Roll Call vote. You will know from that.

PRESIDENT SANTY: We're going to count now, Mrs. Guroian. There are 30 members present but it doesn't change it because we still need 21 votes. We need 21 votes. We'll proceed with a Roll Call vote.

MS. SUMMERVILLE: Called the Roll.

PRESIDENT SANTY: Will the Tellers please come forward when they make their final count? The Motion has been APPROVED 26 yes, 3 no, and 1 abstaining.



FISCAL COMMITTEE: (Continued)

MR. ESPOSITO: I would like to go now to the Consent Agenda. Item #3, \$12,843.24 for the Registrars of Voters Code 101.3150 election expenses. Item #4, \$126,096.00 Stamford Day Care Program Title XX block grant. Item #6, \$145.00 Health Dept. Code 550.1201 over-time. Item #7, \$88,550.00 Law Dept. Code 230 various codes, and that completes the Consent Agenda, and I would Move approval of that Agenda.

PRESIDENT SANTY: Is there a Second to that? Ms. DeGaetani, all three items were on your Committee. You didn't have a meeting? You want to make a Motion to waive the Secondary Committee report? A Motion has been made. Is there a Second to waive the Secondary Committee report? All in favor of waiving the Secondary Committee report, please say aye. Opposed?

MRS. GUROIAN: Point of order?

PRESIDENT SANTY: Yes, Mrs. Guroian.

MRS. GUROIAN: He read item #4 as \$126,000. I have printed here \$120,000.

MR. ESPOSITO: It is a \$120,000.

PRESIDENT SANTY: I understood it to be \$120,096. It will stand corrected just as the Agenda reads. All in favor of the Consent Agenda, please say aye. Any opposition?

MRS. CONTI: I want to be counted as an abstention on 3 and 4.

PRESIDENT SANTY: Mrs. Conti will count as an abstention on 3 and 4.

MR. BLUM'S REQUEST FOR RE-CONSIDERATION OF FISCAL #5 FOR TRAFFIC & PARKING:

MR. BLUM: Inasmuch as I was on the prevailing side, I would like to have on item #5, I would like to ask for a reconsideration on the \$235,000.

PRESIDENT SANTY: You were on the prevailing side, Mr. Blum?

MR. BLUM: I certainly was.

PRESIDENT SANTY: A Motion has been made and Seconded to reconsider #5. Mr. Blum, continue.

MR. BLUM: Inasmuch as my entire reasoning for voting against this item was that I feel on Code 281-5213, the \$228,800, that the Traffic and Parking Department should look for another method first, before they go to a collection agency. And, that was my...may be I'd like to make that into an amendment to this Motion.

I'd like to add an amendment to this Motion that prior to looking into the process of going through a...

PRESIDENT SANTY: Mr. Blum, there is a Motion on the Floor for reconsideration. We are now discussing reconsideration at this point.

MR. BLUM: Alright.



FISCAL COMMITTEE: (Continued)

PRESIDENT SANTY: Reconsideration of #5.

MS. SUMMERVILLE: I would like to support Mr. Blum since I was an abstention on that vote on reconsideration of the Motion, but I would like to state that my abstention was based upon the statement made by someone that the New Yorkers will be caught. I do know that there are Stamfordites that have New York license plates. It's not only violations of a person not paying traffic tickets. There are other violations when it comes to traffic and parking in this City. The motor vehicles that are registered with New York license plates, nobody seems to ever want to touch. I pay car taxes. I can't talk on that; that's property tax. I think that is something that the Traffic Department and the Police Department I am hoping for, will catch that kind of a person also along with the violators of traffic tickets.

MRS. GUROIAN: She's out-of-order. She's not talking to reconsider.

MS. SUMMERVILLE: I finished my statement, Mrs. Guroian. Thank you for your courtesy.

PRESIDENT SANTY: Mrs. Guroian, please raise your hand.

MR. DUDLEY: Move the question.

PRESIDENT SANTY: A Motion has been made and Seconded to Move the question which is on reconsideration. All in favor of reconsideration, please say aye. Opposed? We will Move the question. We are now going to vote to reconsider #5, \$235,050.00 Department of Traffic and Parking. Will you please vote. Has everyone voted? The Motion to reconsider has PASSED 25 yes, 10 no and 5 not-voting. We are now back to the main Motion which is:

- (5) \$235,050.00 - DEPARTMENT OF TRAFFIC & PARKING - PARKING DIVISION Code 281 - additional appropriation requested per Mayor's request 1/7/83 and Budget Director Frank Harrison's letter 1/7/83, to engage an outside firm to process parking citations and to collect unpaid parking citations; for six-month period. Board of Finance approved 1/13/83 as follows (instead of \$436,250):

Code 281-2650 New equipment	\$ 1,050.
<del>Code 281- 2930 Stationery &amp; Supplies</del> *	5,200.*281,2921 Printing
Code 281-5213 Parking ticket processing	(reduced from)
and collection	228,800. (\$428,800.00)
	<u>\$235,050.</u>

Above also referred to TRANSPORTATION COMMITTEE.

MR. DUDLEY: Move the question.

PRESIDENT SANTY: A Motion has been made and several Seconds to Move the question. All in favor of Moving the question, say aye. Opposed? We will Move the question. We'll use the machine. We're voting on the approval of \$235,050.00 Dept. of Traffic and Parking. Has everyone voted? On reconsideration, the Motion HAS PASSED 26 yes, 9 no, 1 abstention and 4 not-voting.



FISCAL COMMITTEE: (Continued)

MR. ESPOSITO: I would like to make a couple of corrections on that appropriation. We should note that it's for \$235,050.00 with the deletion of the \$1,200.00, and also the \$5,200.00 that is under Stationery and supplies, should be under Code 2921 Printing, and not Stationery and supplies. I would like the record to show that.

PRESIDENT SANTY: Fine, thank you for that and I think everyone knows the total now.

MR. ESPOSITO: And that completes the Fiscal Committee report.

PRESIDENT SANTY: Thank you very much, Mr. Esposito and Mrs. Hawe, on the Fiscal Committee.

PLANNING AND ZONING COMMITTEE - Chairman Donald Donahue

- (1) SALE OF CITY-OWNED PROPERTY - List received from the Planning Board 9/20/82 with recommendations. Board of Finance to send their recommendations. Held 11/8, 12/6/82, 1/10/83.

HELD IN COMMITTEE

MR. DONAHUE: This is being held by the Committee, but, however, I would note that correspondence has now been passed between the Board of Finance and the Mayor which should move this along hopefully, by next month. That's the end of the Planning and Zoning report.

PRESIDENT SANTY: Thank you, Mr. Donahue.

TRANSPORTATION COMMITTEE - Chairwoman Sandra Goldstein - NO REPORTPUBLIC HOUSING AND COMMUNITY DEVELOPMENT - Co-Chairmen David Blum & Lathon Wider

NO REPORT

URBAN RENEWAL COMMITTEE - Co-Chairpersons Annie Summerville and John Roos

MR. ROOS: The URC Committee and the URC Commission met jointly on January 26. Present were Reps. Mrs. Saxe, Ms. Summerville, Mr. Dudley, Mr. Rybnick and myself, John Roos. Also, Commission members and staff were present; Mrs. Sherman, Mr. Steinberg, Mr. Mallozzi, Mr. Faye, Mr. Goldberg, and Mr. Condlin. In attendance also were Reps. Mrs. Guroian, and Mrs. Conti and Mr. David Blum.

The joint meeting was an informational meeting held to inform us, the Committee, of the current status of the Urban Redevelopment in Stamford.

- (1) PROPOSAL BY REPS. GUROIAN AND B. CONTI THAT SINCE URC IS NEARING COMPLETION, THIS BOARD CONSIDER: Disbanding of the URC, etc. See their letter of 11/17/82 for additional recommendations. Held in Committee 12/27/82.

HELD IN COMMITTEE for further study.



URBAN RENEWAL COMMITTEE: (Continued)(2) PROPOSED RESOLUTION FOR CONSIDERATION OF REUSE PARCEL 43 SALE TO FAITH TABERNACLE MISSIONARY BAPTIST CHURCH. Submitted 1/21/83 Rep. Roos.

MR. ROOS: This land encompasses 8,816 square feet. It's located at 13 to 19 Grove Street. The purchase price is \$73,500.00. It has easements on it, and is deed-restricted to institutional use as per Urban Redevelopment Plan control.

The Committee unanimously accepted this resolution contingent with a study of the deed by Corporation Counsel. This was done and I Move for acceptance.

PRESIDENT SANTY: Is there a Second to the Motion to approve the adoption of the resolution #2 under Urban Renewal. Several Seconds. Do you have anything further to state on that one item, Mr. Roos?

MR. ROOS: It's resolution #343.

PRESIDENT SANTY: Resolution #343 is item #2 on your Agenda.

MRS. CONTI: ...caucus tonight that there is a very wide divergence between the assessed value of this property and the market price that has been set on it, and I would like to have it returned to Committee until we can fully understand why there is this vast difference. Thank you.

PRESIDENT SANTY: Is there a Second to that Motion. Several Seconds. Do you have anything further to discuss, Mrs. Conti?

MRS. CONTI: No, according to the figures we had tonight, the assessed value is \$236,810.00 as opposed to a market price of \$73,500.00 and I would like to try to understand why there's this tremendous difference.

PRESIDENT SANTY: A Motion has been made and Seconded to return this item to Committee.

MR. WIDER: Yes, Madam Chairman. Through you to Mrs. Conti, who did this assessment and adjustment? I understand this was bought by the church so evidently the church had it assessed as also the City. Who had the discrepancy; the church or the City?

PRESIDENT SANTY: Mrs. Conti, would you care to answer that question?

MRS. CONTI: Assessed value placed on it by United Appraisers is \$236,500. The appraiser that URC secured received the lesser appraisal, and I don't understand what the problem is, and I think we should try to resolve it by taking it back to Committee.

MR. WIDER: I am wondering who is selling the property, United Appraisal or is it the City of Stamford or URC? I am concerned as to who is doing the business. Is it URC or United Appraisal?

PRESIDENT SANTY: This question is directed to Mrs. Conti, Mr. Wider?

MR. WIDER: Yes, Ma'am.



URBAN RENEWAL COMMITTEE: (Continued)

PRESIDENT SANTY: Would you repeat your question, Mr. Wider?

MR. WIDER: Who is doing the business? URC or United Appraisal?

MRS. CONTI: United Appraisal assessed all the property in Stamford. This was as of the reassessment of 1981. Now, the URC hired an appraiser before they put this land up for sale. Their appraiser came up with a value of about approximately one-quarter or less of the appraisal set by United Appraisers. Something is radically wrong, and I would like to have it returned to Committee until we can find out what.

PRESIDENT SANTY: I think that's all she can answer, Mr. Wider.

MR. WIDER: I'm just wondering why the Committee didn't look into this when it was in their Committee?

PRESIDENT SANTY: Mr. Roos could respond to that.

MR. ROOS: This was appraised by URC appraiser, Mr. Carl Caffenberger. He arrived at this figure because this is deed-restricted. It's restricted to institutional use only. No other offers were made for this particular property, and with this restriction on it, it's value is greatly depleted.

PRESIDENT SANTY: Thank you, Mr. Roos.

MRS. McINERNEY: Move the question.

PRESIDENT SANTY: A Motion has been made and Seconded to Move the question. All in favor of Moving the question, please say aye. Opposed? We're going to Move the question. The question is returning this item to Committee. We are voting on returning this item to Committee. Please use your machine if you want to return this item to Committee. Has everyone voted? The Motion to return to Committee has been APPROVED 17 yes, 14 no, and 9 not-voting. This item is returned to Committee.

(3) PROPOSED RESOLUTION FOR CONSIDERATION OF REUSE PARCEL B-45-1 SALE TO HOLIDAY INNS, INC. Submitted 1/21/83 Rep. Roos.

MR. ROOS: This parcel is located east of the new Holiday Inn site at the intersection of Main and Broad Street. It encompasses 5,613 square feet and the purchase price is \$20,000.00. It is encumbered with an easement in favor of the City for road widening if necessary. The encumb rance also says that City pedestrian traffic can go through it. The Committee voted unanimously to accept this resolution #345 contingent with the study of the deed by Corporation Counsel. This was done and I so Move.

PRESIDENT SANTY: There has been a Motion made. Is there a Second to the adoption of resolution #345 under Urban Renewal? Several Seconds.

MR. WIEDERLIGHT: Madam President, through you to Mr. Roos, what do the appraisals show on this one, Sir, as far as URC and the same analogous situation to the previous one on our Agenda?

MR. ROOS: The URC appraisal was the selling price, \$20,000.

MR. WIEDERLIGHT: \$20,000 and what does United Appraisal show?



URBAN RENEWAL COMMITTEE: (Continued)

MR. ROOS: United Appraisal was \$62,900. That was, again, with the same thing. It wasn't considered with an encumbrance on it. This is a small patch of land that juts into Broad Street and then to Main Street. It is really useless to nearly everybody. The Holiday Inn people agreed to an easement which would permit City use of widening that lot at no expense to the City; widening, using that for traffic or it's open to pedestrian traffic also.

This land is of little value to anybody except that the Holiday Inn people need this particular piece of property to put their equipment on to build a building that they are building.

MR. WIEDERLIGHT: Madam President, I believe he's out-of-order. I just ask<sup>ed</sup> a question for which he gave me the answer.

PRESIDENT SANTY: I don't think he is out-of-order, Mr. Wiederlight. It's taking a little bit longer to answer the question. I think he was trying to answer your question.

MR. WIEDERLIGHT: Based on discrepancies of these appraisals, \$20,000 vs \$60,000, I'd like to Move this back in Committee also for some study and to see why we're going to sell it for one-third of the appraised price, Madam President.

PRESIDENT SANTY: A Motion has been made and Seconded to return to Committee. We are now discussing returning it to Committee.

MRS. SAXE: Point of information?

PRESIDENT SANTY: Yes, Mrs. Saxe, Point of information.

MRS. SAXE: Mr. Roos, you quoted the wrong figure. The figure for the assessed value in the City is \$17,970. That figure is taken out of our taxes, our Grand List number. That is the City assessed value.

MR. ROOS: I noticed that, but this is a figure that was given to me by URC on their assessed value; but this might well be just a piece of this land, that assessment. It's the last one on Broad Street, and we'd have to have a description of the property if it covered this. But, this is the figure given to me by URC.

PRESIDENT SANTY: Thank you, Mr. Roos. We are now addressing returning it to Committee.

MRS. MCINERNEY: Move the question, please.

PRESIDENT SANTY: A Motion has been made and Seconded to Move the question which is returning this item to Committee. All in favor of Moving the question, please say aye. Opposed? We'll Move the question. Use your machine if you want to return this item to Committee; item 3 under Urban Renewal. Proposed resolution for reuse parcel B-45-1 sale to Holiday Inn. Has everyone voted? The Motion to returned to Committee has PASSED 23 yes, 7 no, and 10 not-voting.

MR. ROOS: That ends my report.

PRESIDENT SANTY: Ms. Summerville, Co-Chairperson.



URBAN RENEWAL COMMITTEE: (Continued)

MS. SUMMERVILLE: I would like to ask through you, if I am not out-of-order, Madam Chairman, to the persons who have questions. We had the Urban Renewal in for four hours. They talked about all questions that you're asking. Mrs. Conti and Mrs. Guroian were also there at that meeting. I would like all the questions, if you cannot attend the meeting, if you can get them to me or Mr. Roos so that this time we can make sure that all of your questions are answered before we get into debate on the Floor. If I can have that, especially yours, Mr. Wiederlight, which I think is important, would be appreciated.

PRESIDENT SANTY: Those remarks are well-taken. There's not a Motion on the Floor. I hope it's pertinent to the subject.

MRS. CONTI: I want to make the point that I was at the Committee meeting when that was discussed and the URC could not answer my question at the time. I only saw the letter tonight in Caucus.

PRESIDENT SANTY: Thank you. There's no Motion on the Floor.

MR. BLUM: All I would like to say to you, we don't sell it, but Holiday Inn uses it.

PRESIDENT SANTY: There's no further discussion. There is no Motion on the Floor.

MR. BLUM: That happens to be in my District. We don't sell it, and they use it anyway.

MR. DeLUCA: Point of information. In all fairness to Holiday Inn, they're using it, but they are also reimbursing the City thousands of dollars putting in flowers, shrubs and for any damage that is being done. They have an agreement with the Parks Commission.

PRESIDENT SANTY: There is no Motion on the Floor. We are not going to discuss the aspects of the Motion; it has been returned to Committee. I ask all you Members to go to the next Urban Renewal Committee meeting and state your questions then.

ENVIRONMENTAL PROTECTION COMMITTEE - Chairwoman Audrey Maihock

(1) COMMITTEE REPORT by Chairwoman Audrey Maihock.

MRS. MAIHOCK: Two recent meetings focused on raising the level of awareness of the public to critical environmental issues...

PRESIDENT SANTY: There is a Committee Report on the Agenda and that is exactly what she is giving. Continue.

MR. BLUM: Madam Chairman, Point of order?

PRESIDENT SANTY: Mr. Blum, your remarks are out-of-order.

MR. BLUM: Point of order?

PRESIDENT SANTY: What is your...



ENVIRONMENTAL PROTECTION COMMITTEE: (Continued)

MR. BLUM: The Public Housing and Community Development had a public hearing. Even though it was not on the Agenda, you would not allow that report. There is nothing under Environmental Protection. Why are you allowing a Committee report?

PRESIDENT SANTY: Because, Mr. Blum, it was presented at Steering. It was voted on at Steering for a Committee report. Mrs. Maihock has waited three months. She asked what mechanism to proceed. I said, "Put it on the Agenda." It was O.K. Your report was not on the Agenda. I have advised your Co-Chairpersons to put it on the Agenda. They can give a complete report at the next meeting. Mrs. Maihock, continue with your report.

MRS. MAIHOCK: On January 12, 1983, I attended a symposium on Water Quality and Quantity in Fairfield County sponsored jointly by the New Canaan and Stamford Garden Clubs, where state and regional officials discussed the present status of our water resources and the importance of protecting these vital water resources. The 184 Garden Clubs of America, representing seven states and Washington, D.C., have undertaken a three-year project to highlight the importance of water quality and quantity. Its purpose is to stimulate public awareness of the importance to conserve our water resources, and to refrain from contaminating our ground water by dumping pollutant materials into the ground of watershed areas.

The second meeting was held on January 20, 1983, sponsored by a local law firm, Day Berry and Howard. Mr. Dennis White and I, of the Environmental Protection Committee, and Barbara McInerney and John Zelinski were among the local City officials present.

At the meeting, various environmental laws were discussed which again stressed the growing concern and legal attention to restrict pollutants and chemicals in the environment. And may I just add for those who seem so concerned about the report, it is very important I think, that we all become very aware of our environment, and this was the purpose of this report.

PRESIDENT SANTY: Thank you, Mrs. Maihock.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE - Co-Chairwomen Mary Lou Rinaldi & Barbara DeGaetani

NO REPORT

APPOINTMENTS COMMITTEE - Co-Chairpersons Mary Jane Signore & Handy Dixon

MRS. SIGNORE: Thank you, Madam President. The Appointments Committee met Thursday, February 3, at 7 o'clock in the Democratic Caucus Room. In attendance were Mr. Boccuzzi, Ms. DeGaetani, Mr. DeLuca, Mr. Dixon and Mrs. Signore. Ms. Summerville joined us later in the evening for Ms. White's and Mr. Seely's interviews. Mrs. Gershman is a member of the Coliseum Liaison Committee, sat in on all the interviews for the Coliseum Authority.



APPOINTMENTS COMMITTEE: (Continued)

MRS. SIGNORE: At this point, I would like to Move to the Consent Agenda.  
Item #1, Mrs. Anne Barger, Coliseum Authority.

PRESIDENT SANTY: Item #1 on Consent.

MRS. SIGNORE: Item #2, Mr. Joseph DeRose.

PRESIDENT SANTY: Item #2 is off Consent.

MRS. SIGNORE: Off.

PRESIDENT SANTY: If anyone wants any of these names off Consent, just raise your hand. Mr. DeRose is off Consent.

MRS. SIGNORE: Item #3, Mr. Havemeyer, Coliseum Authority.

PRESIDENT SANTY: Mr. Havemeyer is on Consent.

MRS. SIGNORE: Item #5, Mr. Robert Teicher, Coliseum Authority.

PRESIDENT SANTY: Mr. Teicher is on Consent.

MRS. SIGNORE: Item #7, Mrs. Vivien White, Coliseum Authority.

PRESIDENT SANTY: Mrs. White is on Consent.

ADVISORY PANEL - COLISEUM AUTHORITYTERM EXPIRES

These are initial appointments of 9 members to the Advisory Panel of the Coliseum Authority, pursuant to Ordinance #480 effective July 15, 1982; each to serve for a term of two years.

- (1) MS. ANNE BARGER (R)  
162 Club Road, 06905  
Held 12/27/82.

July 14, 1984

APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION. (Rep. Mildred Perillo)

- (2) MR. JOSEPH DeROSE (D)  
49 Glen Avenue, 06906  
Held 12/27/82.

July 14, 1984

MRS. SIGNORE: Mr. DeRose appeared before the Committee. He has lived in Stamford for 41 years. He's a guidance counselor at Stamford High School. He is a current member of the Democratic City Committee, and has held various positions within the City of Stamford in an elected capacity. He has a Master's Degree and a 6-year certificate and a 7th year certificate in guidance; a graduate of the University of Bridgeport.

He's interested in serving on the newly-formed Coliseum Authority because he feels that this could enhance the artistic and cultural life of the Stamford people. He felt he could be supportive of the program and an asset to it. He also feels that the Coliseum Authority should be self-sustaining. He enjoys the performing arts and would like to contribute, and he feels that he is coming in with an open mind. The Committee vote was 5 in favor and none opposed and I so Move.



APPOINTMENTS COMMITTEE: (Continued)

PRESIDENT SANTY: Is there a Second to that Motion? Seconded. We are now speaking to Mr. Joseph DeRose's appointment to the Coliseum Authority. Does anyone wish to speak? No speakers. We will Move to a machine vote on Mr. DeRose, item #2 under the Coliseum Authority. Please use your machine. We are voting on the confirmation of Mr. Joseph DeRose; his appointment to the Coliseum Authority. Has everyone voted? The appointment of Mr. DeRose is CONFIRMED by a vote of 22 yes, 4 no, 5 abstaining and 9 not-voting.

TERM EXPIRES  
July 14, 1984

- (3) MR. ROBERT HAVEMEYER (R)  
16 Prince Place, 06905  
Held 12/27/82.

APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION. (Rep. Mildred Perillo)

- (4) MR. GORDON MICUNIS (D)  
1 Rogers Road, 06902  
Held 12/27/82.

July 14, 1984

MRS. SIGNORE: Mr. Gordon Micunis appeared before us as a candidate for the Coliseum Authority. Mr. Micunis has impressive credentials. He's a graduate of Tufts University and has a Masters in Fine Arts from Yale. He's been a contributor to professional publications. He's exhibited in many galleries. He's been a lecturer at Barnard College, at C. W. Post, and at many other schools. He's been on the Board of Directors for the Stamford Community Arts Council, the Stamford Historical Society, the Stamford State Opera. He designed theaters in the field of opera. He designed for plays. Professionally, he is an interior theater designer.

Mr. Micunis feels that his background is his main asset to the Coliseum Authority. He's had hands-on experience in every aspect of theater from acting to producing, to directing, to building furniture, to backstage with the sets. He has the most rounded background in the theater. His entire professional life is devoted to the performing arts. He feels that Stamford should not be second-rate, and turn out second-rate performances in this City. As he himself stated, "I'm not a business man, I'm an artist," and it is my feeling that this is the main asset that this man can contribute to the Coliseum Authority, and it would be a great balance to that Authority. The Committee voted 3 in favor and 2 opposed, and I so Move.

PRESIDENT SANTY: A Motion has been made and is there a Second to confirm the appointment of Mr. Micunis? Several Seconds to Mr. Gordon Micunis to the Coliseum Authority.

MRS. CONTI: Thank you, Madam President. I just wanted to raise a question to the Committee Chairman. I heard on the radio that Mr. Micunis was asked to resign from his directorship of various cultural activities, and I wondered why that same request, whether it was made of all the other appointees to this Coliseum Authority, and if not, why not?

MRS. SIGNORE: Mr. Micunis was not asked to resign from any of the professional associations to which he belongs. He, himself, suggested that he would divest himself of many of his interests to give himself the sufficient time that would be needed for this Authority.

MRS. CONTI: Thank you.



APPOINTMENTS COMMITTEE: (Continued)

MRS. GERSHMAN: Thank you. I would like to support Mr. Micunis. I have known him for some time and I feel that he is probably, if not, certainly one of the most knowledgeable people about theater and theater production in the City, and I think he would be an enhancement to the Authority. I hope you will support him. Thank you.

PRESIDENT SANTY: Thank you, Mrs. Gershman. Any other speakers? We don't have to move the question. We'll move right to a machine vote. It's on the confirmation of Mr. Gordon Micunis to the Coliseum Authority. Has everyone voted?

Mr. Micunis is CONFIRMED by a vote of 27 yes, 2 no, 2 abstaining and 9 not-voting.

TERM EXPIRES

July 14, 1984

(5) MR. ROBERT TEICHER (R)

1 Strawberry Hill Avenue, 06902

Held 12/27/82.

APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION. (Rep. Mildred Perillo)

(6) MS. MONA WALSH (R)

83 Morgan St., 3-K, 06905

Held 12/27/82.

July 14, 1984

HELD IN COMMITTEE

MRS. SIGNORE: Ms. Mona Walsh is being held. She was unable to attend the interview because of illness.

(7) MS. VIVIEN K. WHITE (D)

121 Four Brooks Road, 06903

Held 12/27/82.

July 14, 1984

APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION. (Rep. Mildred Perillo)

FAIR RENT COMMISSION

(8) MR. WALTER SEELY (R)

14-B Hamilton Court

Reappointment

Dec. 1, 1986

HELD IN COMMITTEE

MRS. SIGNORE: Mr. Walter Seely for Fair Rent Commission was held for further clarification of Mr. Seely's answers to the Committee's questions.

I would like to move the Consent Agenda: #1, #3, #5, #7.

PRESIDENT SANTY: There's a Motion made and Seconded to Move the Consent Agenda. All in favor, say aye. Opposed? Mrs. Barger, Mr. Havemeyer, Mr. Teicher and Mrs. White are PASSED UNANIMOUSLY.

MRS. PERILLO: I would like to abstain on those names. I did not interview them.

PRESIDENT SANTY: Mrs. Perillo would like to abstain on all the names.

MRS. SIGNORE: That concludes my report, Madam President.

PRESIDENT SANTY: Thank you, very much.



PUBLIC WORKS COMMITTEE - Co-Chairmen Burtis Flounders and Alfred Perillo

NO REPORT

CHARTER REVISION COMMITTEE - Co-Chairmen Jeremiah Livingston and John Roos

NO REPORT

PARKS AND RECREATION COMMITTEE - Chairman Robert "Gabe" DeLuca

PRESIDENT SANTY: Before you give your report, Mr. DeLuca, Mrs. Signore and Mrs. Goldstein are going to cut Ms. Summerville's birthday cake so we can all enjoy it. Again, we say, "Happy Birthday to Ann."

MR. DeLUCA: The Parks and Recreation Committee met on Monday, January 31, 1983, at 7:30 p.m. in the Republican Caucus Room to discuss the items on tonight's Agenda. Attendees were Committee members Owens, Rybnick, Gaipa and myself, Gabe DeLuca, Park Commission Chairman Vanderwaart, Parks Superintendent Cook, Ed Condon of the Parks Department, Recreation Superintendent Giordano, Connecticut State Representative Chris Shays, Reps. Gershman, Dudley and Zelinski, Dr. Kahn of the Long Ridge Association, Messrs. Dan Kinley and Chuck Wilcoxon of Aarborg Associates.

Our Committee voted 4 in favor and none opposed to place the following items on the Consent Agenda. Item 1 and item 3.

PRESIDENT SANTY: Item 1 and item 3 are on the Consent Agenda.

- (1) SPRINGDALE FIRE COMPANY'S REQUEST TO HOLD 75TH ANNIVERSARY FIREMEN'S PARADE AND CARNIVAL - June 22nd (rain date June 23, 1983).  
HANG BANNER across Hope Street one month prior to event.  
CARNIVAL June 22 - June 25, 1983. Chief George R. Payne's letter 1/6/83.

APPROVED ON CONSENT AGENDA

- (2) REQUEST FOR RENTAL ACQUISITION OF STATE-OWNED 14 ACRE SITE at Bangall-Den Road- Merritt Parkway Exit 33, to be used for hiking, walking, jogging, minimal parking, non-development - per letter dated 11/2, received 11/23/82 from The Long Ridge Assn., John Timbers, President and other officers. Held in Committee 1/10/83.

MR. DeLUCA: On this particular item, we were informed by State Rep. Chris Shays that it is doubtful that the State would ever consider breaking their lease with the City.

PRESIDENT SANTY: Excuse me, Mr. DeLuca. All items are important but this is a very important item on the Agenda. This is item #2 under Parks and Rec and this has been held for quite a while. Please give your attention to Mr. DeLuca. He has some important comments to make.

MR. DeLUCA: We were informed by State Rep. Chris Shays that it is doubtful that the State would ever consider breaking their lease with the City after 7½ years. He feels it would be beneficial to the City to acquire the site for \$ 1.00 per year. Dr. Kahn stated that the area residents are interested in this site as a passive use park. They feel secure that the City would not allow the area to be developed whereby houses or buildings are constructed. The neighborhood would serve as watch-dogs seeing to it that it does not become a hangout for undesirables. Taking these comments into consideration, we voted 4 in favor and none opposed to enter into a lease agreement with the State for the Den Road site.



PARKS AND RECREATION COMMITTEE: (Continued)

MR. DeLUCA: (continuing) We recommend that Parks Superintendent Cook, and Recreation Superintendent Giordano meet with Public Works Commissioner Spaulding and Corporation Counsel Fraser to prepare the lease agreement needed to acquire the site, and I, therefore, Move for acceptance of this recommendation.

PRESIDENT SANTY: You're Moving for acceptance? We don't have the lease in front of us; just to get the item in motion?

MR. DeLUCA: Just to get the item in motion. Just a recommendation that we are making.

PRESIDENT SANTY: There's a Second to that, and you all heard the Motion. All in favor of #2 to proceed with the mechanics of getting a lease in action for item #2 under Parks and Rec, please say aye. Opposed? Mrs. Perillo said no and Mrs. Conti said no.

- (3) BI-CULTURAL DAY SCHOOL'S REQUEST TO HANG BANNER ON SUMMER STREET TO PUBLICIZE FLEA MARKET-TAG SALE to be held 4/17/83, 10-4, at Rippowam High School. BANNER to be hung April 11-17, 1983. Mrs. Vivian Weiss' letter 1/5.

APPROVED ON CONSENT AGENDA

- (4) THE NEED TO ENFORCE REGULATIONS AT THE PARKS, LAUNCHING RAMPS, ETC. - per suggestion of M. Wiederlight and Gabe DeLuca 1/10/83.

MR. DeLUCA: On this particular item, the Parks Superintendent Cook and Ed Condon outlined the following proposals which they feel will improve the enforcement of Parks Department regulations.

Item A. There will be two people at the West Beach launching ramp area seven days a week. Another full-time person at the checkpoint to check people entering the area and an attendant at the ramp area who will direct the people where to park, notify the checkpoint the lot is filled as well as a double check that the people using the launching ramps are authorized.

Item B. Daily tickets issued will have a stub that will be filled in at the checkpoint to indicate date and trailer license plate. The checkpoint attendant will also log in the time that the seasonal permit holders use the facility. This will be a double check in case anyone went down and they had some questions as to whether the car belonged there; we can always go back to the check stub.

Item C. Attendants will be given a set of instructions stating what their duties are. They will also have the power to issue tickets, and the Board of Representatives will receive a copy of these instructions.

Item D. At the present time, the fine for parking violations is \$ 3.00 to \$ 5.00 which is less than the 1983 daily permit of \$20.00 for non-residents. Rep. Dudley will speak to Traffic and Parking Director, Jim Ford, to establish a separate parking violation for the launching ramp site. Also, the Parks Commission will seek advice from the Corporation Counsel to determine if the Parks Department can establish their own regulations subject to approval by the Board of Reps.



PARKS AND RECREATION COMMITTEE: (Continued)

MR. DeLUCA: (continuing)

Item E. Signs will be posted indicating where you can and cannot park. Cars without boat trailers will be restricted from parking on the launch ramp area.

Our Committee is confident that the proposals indicated are a step in the right direction and will serve to enforce the regulations now existing. This is just a report. There is no vote on it.

- (5) REQUEST FOR PERMISSION TO HOLD 10 KILOMETER FOOT RACE Sunday, 4/10/83, (alternate date 4/17/83) for benefit of Connecticut Special Olympics' athletic competition programs for the retarded - from Dan Kinley, Jr., Aarborg Associates, Inc., 269 Round Hill Rd., Greenwich 06830.

This date has been changed to May 8, 1983, Mothers' Day, with a rain date of May 15, 1983.

HELD IN COMMITTEE

MR. DeLUCA: We decided to hold this in Committee to get more information.

Now I will move back to the Consent Agenda: Item #1, Springdale Fire Company's request to hold 75th Anniversary Firemen's parade and carnival June 22, rain date June 23, 1983. Also to hang a banner across Hope Street one month prior to the event. The carnival will be held June 22 to June 25, 1983.

Item #3, Bi-Cultural Day School's request to hang banner on Summer Street to publicize flea market tag sale to be held April 17, 1983, from 10 to 4, at Rippowam High School. Banner to be hung April 11 to April 17, 1983, and I Move for approval of these two items.

PRESIDENT SANTY: Item #1 and item #3. Is there a Second? Seconded. All in favor, please say aye. Opposed? PASSED UNANIMOUSLY.

MR. DeLUCA: That concludes our report.

HEALTH AND PROTECTION COMMITTEE - Co-Chairmen Paul Dziezyc and Michael Wiederlight

MR. DZIEZYC: Thank you, Madam President. Health and Protection Committee met on Tuesday, February 1. We had a public hearing on the proposed ordinance for the earphones and the proposed ordinance concerning inclusion of the chiefs of fire and police and their deputies under workmen's compensation.

- (1) FOR FINAL ADOPTION - PROPOSED ORDINANCE REGARDING POSSIBLE HAZARDS IN SATELLITE TRANSMISSION FACILITIES - submitted 4/19/82 by Reps. Guroian, B. Conti, W. Dennis White. Held in Committee from 5/3/82 through 12/27/82. Approved for publication 7/12/82.

HELD IN COMMITTEE



HEALTH AND PROTECTION COMMITTEE: (Continued)

- (2) FOR FINAL ADOPTION - PROPOSED ORDINANCE CONCERNING INCLUSION OF THE CHIEFS OF POLICE AND FIRE, AND THEIR DEPUTIES UNDER THE WORKMEN'S COMPENSATION HEART AND HYPERTENSION STATUTE OF CONNECTICUT SECTION 7-433(c) GENERAL STATUTES, as submitted by Sherwood R. Spelke, Asst. Corp. Counsel, letter 9/15/82. Held in Committee 9/20 through 12/6/82. Approved for publication 1/10/83.

MR. DZIEZYC: Item 2, we voted 3 - 1 after the public hearing, for final adoption and I so Move.

PRESIDENT SANTY: A Motion is made. Is there a Second to that? Item #2 had been made and Seconded for final adoption proposed ordinance concerning inclusion of the chiefs of police and fire, and their deputies under workmen's compensation heart and hypertension statute of Connecticut. Mr. Dziezyc, do you want to go into your report on that item?

MR. DZIEZYC. We voted 3 to 1. That's it. There was no change on the ordinance that you received.

MR. WIEDERLIGHT: Thank you. Just to give a little background, if I might? On this ordinance, what we are trying to do is clarify, if you will, a State statute which is already on the books which does permit the chief of police, his assistant, as well as the fire chief and his assistant, to collect benefits under the heart and hypertension statute of the State law.

We have had a problem in the past inasmuch as the past chief of police went to make a claim under this statute and was denied by the City, and it went to the courts and the City lost. So, as a result to clarify things, and to put it all down in black and white, we have this ordinance before us to pass which will clarify matters. Thank you.

MRS. SAXE: Thank you, Madam President. In the information that I received from CCM, I believe the City is taking a stance that they are going to support their legislation at the State level to take the medical definition out of that particular law. If we are going to put somebody into the situation without that medical technology, medical information taken out of the law, then how can we do that and be in contradicting positions?

MR. WIEDERLIGHT: I'm sorry, I'm lost. Could she possibly ask the question again? I didn't understand the question.

PRESIDENT SANTY: Phrase it again, Mrs. Saxe.

MRS. SAXE: Mr. Wiederlight, do you have copies of the CCM information that we get?

MR. WIEDERLIGHT: Right in front of me.

MRS. SAXE: Thank you. Did you read and see what the State legislature is planning to do in this term?

MR. WIEDERLIGHT: Yes, Mrs. Saxe, and I did and I would like to quote from this. It's a candidates' bulletin Connecticut Conference of Municipalities dated October 8, 1982, number 82-4. I am very disillusioned with this bulletin, and I shall read what I'm concerned about.



HEALTH AND PROTECTION COMMITTEE: (Continued)

MR. WIEDERLIGHT: (continuing) It says, first of all, "It is an unfunded State mandate costing municipalities millions of dollars each year and it is all based upon a false medical presumption that police and firefighters have higher incidents of hypertension and heart disease than the general population." They do not substantiate this claim, "based on a false medical presumption," and to make a statement like that and not to document it, and say, "that really it's not true," is a very poor service that this bulletin and the Connecticut Conference of Municipalities is doing to and for the people that are reading this.

Now whether or not the State is going to abrogate the Statute they have on the books now or not, is not germane at this point in time, to us approving this ordinance because then if the State does do away with their Statute, then we would, of course, have to follow suit. But, at the present time, there is a State Statute on the books and we have to follow suit accordingly.

MRS. SAXE: How can we, as a City, say we are going to support that motion and then contradict ourselves and put somebody into the program under the way it's written?

MR. WIEDERLIGHT: Mrs. Saxe, they are already in the program as evidenced by the adjudication in the courts of past Police Chief Cizanckas' award. They are already in the program. All we are doing is clarifying it and saying, "Yes, we agree." It will not necessitate if there is another claim, court action, and the City spending money to go to court and lose because precedent has been set that we will lose.

MRS. SAXE: I don't have any information like that. Thank you.

MRS. McINERNEY: Just for a point of clarification that if this is already State mandated, and we are required to pay this, why is there a necessity to write an entirely new ordinance and adopting it?

MR. DZIEZYC: The reason is because of the court case. It cost the City something like \$30 or \$40,000 to fight the case and they lost. Right now in the State Statutes, it requires that anyone that works for the police department is covered by the workmen compensation law in regards to hypertension and heart conditions.

MRS. McINERNEY: Madam President, based on that answer that these people are already included, I think this is unnecessary legislation.

PRESIDENT SANTY: Thank you, Mrs. McInerney.

MR. WHITE: Thank you, Madam President. As I understand it, correct me if I am wrong, the State Statute says that it's an option for the City to put them into this program; the City doesn't have to. The individual in mind took them to court and sued the City and, I believe, the case as handed down was that on this particular instance, this particular individual should have been included, but that doesn't necessarily mean that all individuals have to be included or that you are necessarily, correct me if I'm wrong, to write an ordinance to that effect.



HEALTH AND PROTECTION COMMITTEE (continued)

MR. WHITE: (continuing) The thing that I'm always interested in is the thing that how come the City goes to court all the time and seems to lose everytime they go into court, and once more, they never seem to appeal anything. You can expect many times for a lot of these laws to lose on the first level. If you are really interested in the things, you have to go fight it to the very end. All this business the fact that it cost the City money to take it to court, of course, it does, but in the end, win or lose, you in fact, send a message out that the City is not any patsy for being pushed around this way especially true to these land use cases.

The thing that I find very interesting about the State Statute, and I wish it either to be rewritten or appealed, is that it doesn't apply to the firefighters and to the men and to the police out on the street; the guys that are really subjected to distress that really might get heart disease or hypertension, but rather to the administrators or to the chief and the assistant chief. The whole thing is extremely tangled, and I really think before we start writing an ordinance, perhaps we ought to think about it a little further. Thank you.

PRESIDENT SANTY: Mr. Wiederlight, would you like to address that?

MR. WIEDERLIGHT: Yes. In all due respect, Dennis, let me say, under present State law in Connecticut Section 7-433(c), and I'm quoting now from the CCM bulletin, "No matter when, where or how it is actually incurred, all heart disease and hypertension in policemen and firemen is presumed to be caused by their public safety employment," and is therefore covered under State Statute. This is the police officer on the street as well as the administrator. The thing that we are doing is including the chief and the assistant chief so there's no dispute whether they are considered a police officer or just a fireman. That is the only thing we are doing here. We are clarifying; we are saying we're including it. In the past, it has not been clarified. The past Chief of Police took us to court, and we lost and we want to alleviate that situation from happening again. That's all this ordinance will do.

PRESIDENT SANTY: Thank you, Mr. Wiederlight.

MRS. GERSHMAN: Move the question.

PRESIDENT SANTY: A Motion has been made and Seconded to Move the question. All in favor of Moving the question, please say aye. Opposed? We will Move the question. The question is on the final adoption of the proposed ordinance concerning the inclusion of the chiefs of police and fire, and their deputies under workmen's compensation heart and hypertension Statute of Connecticut. That is what we are voting on. The final adoption. 21 votes are required. Please use your machine. Has everyone voted? We are voting on final adoption on #2 under Health and Protection. The ordinance is ADOPTED 27 yes, 2 no, 4 abstaining and 7 not-voting.



HEALTH AND PROTECTION COMMITTEE (continued)

- (3) FOR PUBLICATION AND/OR FINAL ADOPTION - PROPOSED ORDINANCE, AS AMENDED, FOR BURGLAR AND FIRE ALARM CONNECTIONS TO A CENTRAL CITY TERMINAL - amending Sec. 3.5 concerning the fee as submitted by Reps. Gershman, Maihock, Bonner, McInerney; also from Barry Boodman 5/4/82; and Rep. Wiederlight's memo 5/10. Held in Committee from 5/24/82 through 12/27/82.

MR. DZIEZYC: This is for the burglar NOT THE FIRE ALARMS. We separated that. We voted 4 - 0 to recommend publication and I so Move.

PRESIDENT SANTY: Is there a Second to that? Seconded. Is there any discussion? The Motion is made for publication of the proposed ordinance as amended for burglar alarm connections to the central City terminal.

MRS. MAIHOCK: Through you, Madam President, to the Chairman, was this ordinance written by our Corporation Counsel?

MR. DZIEZYC: Yes.

MRS. MAIHOCK: Thank you.

MR. DeLUCA: Just out of curiosity. I know I haven't attended any of your meetings because of many reasons. Just one question, why isn't there a penalty here for having, may be, two or more false alarms, three or more? In some communities, if you have more than one false alarm or two, they have a penalty in there. Looking at this particular ordinance, I don't seem to see any.

PRESIDENT SANTY: This is for burglar alarms.

MR. DeLUCA: On burglar alarms, you can have a false one and the police have to go out.

MR. WIEDERLIGHT: The answer to that Representative DeLuca, is in Section D on the last page where it says, "The Police Department will adopt their own regulations in writing to carry-out this ordinance." The Police Department's regulations will encompass what the penalty will be for the false alarm.

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HEALTH AND PROTECTION COMMITTEE (continued)

PRESIDENT SANTY: Does everyone have their ordinance in front of them? Will you tell us the section again, Mr. Wiederlight?

MR. WIEDERLIGHT: Yes, it is on the last page, page two, down toward the bottom, small "d", and it says "the Police Department will adopt their own regulations in writing to carry out this ordinance", and part of the regulations will encompass what the penalties will be for the false alarms.

MR. ZELINSKI: Yes, through you to one of the Co-Chairmen of the Committee, we're on the topic of what Rep. DeLuca had mentioned, I am concerned that, we, being the Legislative Body, that we should be drafting any type of fines or other regulations that would deal specifically with what Rep. DeLuca had said. I believe that other communities do have such ordinances and I was just wondering why, at this particular time, on one of the ordinances, are we not going to incorporate everything that has to be in it rather than have it drafted at a later date and not by this Body.

PRESIDENT SANTY: I want to remind you that this is for publication, and we can address all of these questions at that time, too.

MR. WIEDERLIGHT: That's a good question, Mr. Zelinski. The neighboring community of Greenwich has a burglar alarm ordinance and it is giving them all sorts of headaches and fits inasmuch their administration has been very, very difficult. It does provide for penalties and appeal processes, and it is just not working down there. We tried not to re-invent the wheel. We tried to make it as simple as possible with our ordinance, and in essence what we are doing is not going to provide for a penalty; if you will notice on Page 1, it says you will pay the costs Sec. iii, you may pay other costs to the City of Stamford for answering any false alarm from your connection.

In other words, the people who have a false alarm will have to pay the costs. It is not a punitive thing. Will have to pay the costs to answer the false alarm. So, in other words, today if gas is \$1.25 a gallon, it is figured out based on that. If next year gas is X, it is based on X. If the police are getting so much an hour as wages, they will pay a portion of that this year, et cetera, et cetera, et cetera, but that is a good question. Thank you.

PRESIDENT SANTY: Mr. Dziezyc, do you have anything else to add to that?

MR. DZIEZYC: No, thank you.

MRS. SAXE: I attended that meeting, and at some point they were going to have Chief Considine check into Section (d); what was his result of that?

MR. DZIEZYC: I don't understand that.

MRS. SAXE: Well, I have written in my notes that Chief Considine will have the corporation counsel look at this.

MR. WIEDERLIGHT: I presume you are talking about Section (d) on the last page, Rep. Saxe?

MRS. SAXE: Yes, that is right.



HEALTH AND PROTECTION COMMITTEE (continued)

MR. WIEDERLIGHT: Police Chief Considine wholeheartedly, 100%, without equivocation, endorses this ordinance as you have it before you. He did have some reservations about the ability of the Police Department to administer this ordinance; however, he did express at the public hearing that they will be able to carry out their mission that they should per the ordinance.

MRS. SAXE: And what was he going to ask corporation counsel about, then?

MR. WIEDERLIGHT: To my knowledge, nothing, ma'am.

MRS. SAXE: That's what I have written in my notes.

PRESIDENT SANTY: This <sup>is</sup> for publication only. Mr. Zelinski?

MR. ZELINSKI: Yes, I'm sorry. I did think of one question which I think should be clarified before we publish it, is there anything incorporated in the ordinance that would take into account if, because of an electric storm or something, that the alarm should go off and not by the cause of the person but by Acts of God, if you will, that the people would not be penalized by that?

MR. DZIEZYC: Yes, the Chief of Police will determine whether it is a false alarm, and a false alarm is caused by a malfunction of the instrument or the equipment, or say they forgot to turn it off when they were on; but an electrical storm or any other Act of God, they will not consider it as a false alarm and there will be no penalty

MR. DUDLEY: Move the Question. Seconded. CARRIED.

PRESIDENT SANTY: We will move on Publication of the Ordinance. Please use your machine. Has everyone voted? The Motion has been APPROVED: 29 Yes, 1 Abstaining, and 10 Not Voting.

- (4) FOR FINAL ADOPTION - PROPOSED ORDINANCE PROHIBITING THE USE OF EARPHONES, AND HEADPHONES BY JOGGERS, BICYCLISTS AND OPERATORS OF MOTORIZED OR SELF-PROPELLED VEHICLES AND PEDESTRIANS ON MUNICIPAL STREETS AND STATE ROADS IN STAMFORD. Submitted by Rep. Stork 7/29/82. Held in Committee from 9/20/82 through 12/6/82. Approved for Publication 1/10/83.

MR. DZIEZYC: The Committee vote was 2-2, a tie, so in order to make a positive motion, I Move for Final Adoption. Seconded.

MR. DUDLEY: I attended the public hearing on the banning of the headphones and I would like to share with the rest of our Board members, an article which appeared in a New York newspaper concerning the ordinance under which Mr. Stork based his ordinance. "The ban on wearing stereo headphones on the streets of Woodbridge, New Jersey, went into effect yesterday, and the first summons was issued, as expected, to a man who said the law is unconstitutional. The township ordinance bans wearing headphones while crossing the street or jogging among the municipal or county thoroughfares, Police Chief Anthony O'Brien said." Supporters of the measure, which also forbids drivers of cars or motorcycles to wear headphones, say they want to prevent injury to those who might not want to hear safety warnings because of headphones. "We hope we are going to prevent



HEALTH AND PROTECTION COMMITTEE (continued)

MR. DUDLEY (continuing)....someone from getting injured or killed" said O'Brien, "We've had one confrontation we had expected, the gentleman who said he was going to challenge the law." Oscar Gross of nearby Perth Amboy was issued a summons for refusing to remove headphones while crossing the Main Street intersection. "In my opinion, the ordinance is unconstitutional because it forbids wearing what a person sees fit whenever he wants said Ed Gross.

My question to all Board members to consider tonight is, is this constitutional? Does it infringe upon people's constitutional rights? I spoke to Police Chief O'Brien and that issue appears to be unclear even though the ordinance is in effect in Woodbridge. I publicly challenged this before, and I have to publicly challenge it again. At the public hearing, there were five people who spoke against this ordinance, and one in favor. The additional problem which we may face is enforcement. Police Chief Considine stated, while he wanted to remain neutral on the issue and did not state whether he was in favor or against, said that he would not guarantee that he could enforce this ordinance, that there is more pressing police business before his department, and quite understandably so.

I also wonder is it feasible. Are we going to go out and ticket ten-year-old children for walking across the street? What about the handicapped people; those who are unfortunate and cannot hear? Do we ban them from walking across the street. There are also times when we have car radios up. When you turn your car radio up, as many of us do during the summer months, or during the winter months and your windows are rolled up; you cannot hear. For this and many other reasons, I cannot support this. I urge everyone here tonight, also, to vote rejection on this ordinance. Thank you.

MR. STORK: Please let me make one particular point very clear. The prime purpose of this proposed ordinance is safety. Yes, it is true that no one in Stamford has been killed yet while wearing a stereo headset, but there have been instances of being hit by a car. Despite that fact, why should we have to wait until someone does get killed before we enact legislation? The ordinance is sound and has not been rushed through this Board. The proposed ordinance was introduced on July 29, 1982, and I would like to thank Bill Hennessey of the Law Department for his investigation of State Statutes and polishing up the ordinance.

Ladies and Gentlemen, the concept of the headset ordinance is not new. Municipalities in ten other states have enacted similar legislation, and at least one includes a jail term. In an effort to be brief, I would like to conclude by reminding my colleagues that headsets offer another senseless way to end lives. Once again, I point out the death of a 15-year-old boy from West Virginia who was killed while crossing railroad tracks. He couldn't hear the train coming because he had his stereo headset on. We have several railroad crossings in Stamford. If this ordinance can at least help reduce the possibility of that kind of senseless death from happening in Stamford, then we have created a wise law. The Assistant State Attorney in Hartford vouches for the constitutionality of this ordinance and the Connecticut Conference of Municipalities has written that this ordinance will become a model for the rest of Connecticut, as it would become the first such ordinance in the State of Connecticut.



HEALTH AND PROTECTION COMMITTEE (continued)

MR. STORK (continuing)...To my colleagues on this 17th Board of Representatives, if you share my thoughts of promoting a longer life for the wearers of stereo headsets, then please join me in voting favorably for this proposed ordinance.

MR. GAIPA: I have to confess that I am an user. This afternoon, I was down in Cove Island with my headset on, and enjoying all of the amplification of sensory enjoyment that you get at Cove Island from the trees, and the snow, and the water, and the London Symphonic Orchestra playing in my ears. I would fight Rep. Stork on this, to give me the opportunity to increase in the enjoyment of life. You know, I think, if you look at statistics, you would find that more people died last year in bathtubs than died wearing headsets, and I don't see any reason to outlaw bathtubs. The same thing can reach a point with headsets. I think the intention is fine, but what it would do to the personal enjoyment and constitutional sanctity of individuals would be tremendous.

I don't know that you can't hear. I've tried all kinds of loudness, and when it reaches a point when you can't heard outside sounds, your eardrums are breaking. So I don't know. I don't have any problems. I can hear the waves, and I can hear cars going by, when I am listening to the music. I don't know that we really have an issue here, not strong enough to break personal constitutional sanctity.

MR. DeLUCA: I had several doubts about whether or not I would vote for this until last night at our Republican Town Committee meeting. A gentleman approach Phil Stork and I, and wholeheartedly recommended that we pass this ordinance. He cited an experience that he encountered over the weekend while he was in the Long Island area visiting relatives. He was driving along, and all at once a young boy dashed out into the street with a headset on. He tried to blow his horn, etc., but the boy just did not hear what was going on. Fortunately, a severe accident was averted because of his hearing of the car.

We have just heard Mr. Gaipa talk of personal enjoyment of listening to his music. What about the personal enjoyment of the person who may be involved in an accident because someone who had an headset on, could not hearing the warning noise of a car horn blowing. Can you imagine this poor person that was supposedly responsible for an accident through no fault of his own, the traumatic effect he would have for the rest of his life? After all, we have a case in Stamford where someone shot out in front of a car and he has unlimited sick leave for over two years. What would happen if a person ended up killing someone that had a headset on? So my vote tonight would be in favor of this ordinance. We talk about unconstitutionality. There are a lot of laws that are unconstitutional. We talk about whether we should make every kind of a law for people to provide for their safety. Some laws are made just to protect people. There is the old cliché that you lock your car not to keep a thief out, because he is going to get in no matter what protective devices you install, it is just to prevent the temptation of the honest person. Therefore, I would have to go along with Phil Stork and support this ordinance this evening. There already are far too many road hazards for us to permit additional ones that we might possibly be able to control, or at least outlaw.



HEALTH AND PROTECTION COMMITTEE (continued)

MRS. SIGNORE: There are a few points that I would like to make on this. The seal on the earphones, first of all, is not sophisticated enough to block out environmental noises. Secondly, the case that Mr. DeLuca just mentioned must indeed have been quite surprising and upsetting to the person who was driving, the car when the child came out with a headset on; but how many of us have been driving a car when children have suddenly materialized in front of your car on a bicycle. Can we outlaw people on bicycles on the roads? Actually, that would be a more sensible ordinance to me.

Can we outlaw ice-skating because someone could fall and fracture their skull at the ice rink here in town. There are many things that people do that are actually dangerous and we are really getting into an area where we are dealing with people's individual rights. I don't think we can coddle people from birth to death and save them from themselves, if you will. But you are getting into a constitutional area, and I think this is very dangerous ground, aside from the fact that I think it is virtually unenforceable. The Police Department is understaffed, undermanned, we have household burglaries, we have vandalism, and we are going to ask them to stand on a corner and try to see who has an headset on and who hasn't? What that person is doing, <sup>he</sup> is doing to himself. What annoys me more on the street than someone wearing an headset, is somebody carrying a box and blasting that box, because that is infringing on my quality of life and that upsets me more. But the person who is wearing an headset knows what he is doing. If he wants to damage his own hearing, then that is his prerogative. But just as an aside, I understand that the fidelity of those headsets is incredible. I don't own one.

MR. BOCCUZZI: Move the Question. Seconded.

ACTING PRES. MCINERNEY: Remaining on the list to speak for the first time are six speakers. I will now call the question. How many people are in favor of moving the question, please say AYE. All those opposed? We need a Division. Please use the machine. Vote up for Yes. Down for No. Has everyone voted? The vote is 19 Yes, 11 No, Zero Abstentions, and 10 Non-Votes. The Question is DEFEATED. The next speaker is Mr. Livingston.

MR. LIVINGSTON: Thank you, Acting Madam President. This evening I heard over the radio that some person was killed and had to do with video game, and I think either the mother killed the son, or it was vice versa, and I feel that it was an extremely tragic for something like this to happen. However, do we now start passing laws banning video sets? To enact a law which probably won't be enforced and we are just sitting here debating over the police burglar alarms, it takes manpower to do these things; and if we are going to have our policemen running around checking to see who has on an headphone set, who doesn't, it would seem to me with all of the crime in our City, our policemen's time could very well be spent doing other things such as pursuing criminals and protecting our neighborhoods. I am hoping that we stay away from this kind of infringement on the individual's rights. I am hoping that we deny this ordinance and I honestly believe that if we act favorably on this particular item, I think we are only asking for trouble, lawsuits perhaps. I would not want to see this City pressed all the way to a Federal court, to spend that kind of money over this kind of a law.



HEALTH AND PROTECTION COMMITTEE (continued)

MR. LIVINGSTON (continuing)....And then there are a number of dangerous things, such as bicycles, tricycles, skateboards, but are we going to start making laws banning these things also? An individual has a right to ruin his hearing if he so chooses, and I am hoping that we do not act favorably on this.

MR. ZELINSKI: Through you, Madam President, to Co-Chairperson Dziezyc, is there any particular age that is in the ordinance, or can anyone who is found guilty of this, including a seven or eight-year-old child, would they also be fined?

MR. DZIEZYC: Well, a minor won't be fined, but it covers everyone.

MR. ZELINSKI: Wait a minute, does it specifically say in the ordinance that a minor will not be fined?

MR. DZIEZYC: No, but that is ordinary law; there are courts for juveniles who break laws, and it is up to the judge who hears the case on what penalty, if any, he chooses to impose.

MR. ZELINSKI: What age is a minor, do you know?

MR. DZIEZYC: Under eighteen in most cases, I think, or perhaps sixteen, but you would have to look that up in the State Statutes.

MR. ZELINSKI: My feeling on the matter is that I honestly believe that we are getting into an area here that involves human rights and what people can and cannot do. Certainly we know that the major cause of automobile accidents is drunk driving; however, I don't see anyone passing a law stating that we should bring back prohibition and not have people drink, which is the real cause. The same thing with smoking. The State statute does specifically state that each individual driver must have full control of his motor vehicle at all times. It is that person's responsibility to be aware when they are driving, if they see a child or an adult jogging or walking, whether they have headphones or not, to be very careful because you never know when that person might dart out in front of them, and I really feel this particular ordinance, first of all, would not be easily enforced because I am sure our Stamford Finest are busy trying to apprehend people who are doing more serious crimes and not have to bother with something as minor as this.

I understand that recently they released the crime reports for the City of Stamford as far as crimes, etc. for the last year, and the crimes have gone down, thank goodness, in some areas, and gone up in others, and I feel that the police officer's job is certainly to protect the person, but I think that we unfortunately cannot fully protect people from themselves, and it is up to the individual when they are driving to be cognizant and careful as I said and I really think that we should think twice before we pass this ordinance because I really don't know if it is something that we should be dealing with at this time.

PRESIDENT SANTY: There are nine speakers left. Three members have left: Mr. Hogan, Mr. Flounders and Mr. Tarzia; and we have 33 members present. Next to speak is Mrs. Perillo.



HEALTH AND PROTECTION COMMITTEE (continued)

MRS. PERILLO. Pass.

MR. BLAIS: Although I can emphathizewith Mr. Stork's intention in proposing this measure, I would like to point out that there is no mandate for this Board to (1) to eliminate potential for traumatic experiences in the citizens' lives; we have no responsibility to eliminate that; and we have no responsibility to eliminate small probability of accidents. I do agree with Mr. Livingston. I think that we are going to be in big trouble if we start passing laws like this. And this is my reason: We have already received testimony that it is practically unenforceable. When we pass laws that are unenforceable, we in turn breed contempt of the law. I strongly feel that we will be in trouble if we pass this measure because we are going to be undermining our own authority. And I would urge all the Board members here to vote against this measure because I believe since it is unenforceable, it is irresponsible, and what would be needed to make this measure responsible would be an amendment to it requesting a half million dollars for 30 police officers to enforce it.

MR. WIDER: I would like to allude to what Mr. Dudley said a few minutes ago. At the public hearing, there were four who spoke against it, and one for it. That says something to me. The public don't want it. No. 2, the public don't want us, the Board of Reps., over-protecting them. We have a responsibility to drive a car in a defensive manner, and if we do that, I don't think we have to legislate what these people wear. So I am opposed and I am going to vote against opposing any more restrictions on the citizens of the City of Stamford.

MR. CONTI: I believe one life lost is one too many. Only the good Lord has the right to take away human life. If we, in our daily carryings-on, go through life looking for a chance to hurt one another, or not help one another, I think it is a day wasted. We have a responsibility to each other, to help one another, to look out one another's goodness. Now a certain thing has been said tonight about this law being unenforceable. It is also a deterrent which will help the father and mother of children who might be hurt or killed by refusing...we. as parents today, don't refuse our children anything, unless it's illegal. Then it does help. It can be said to children that you are not going to wear this headset while you are jogging, while you're walking on the street because it is illegal; this might save one human life. Now there are a lot of people who talk about constitutionality, etc. All right, again it boils down to the point that we are human beings; we all have our own faults. I don't believe in censureship, but I do believe, again, in trying to help one another. And if we, in our own little way, can pass something that will keep one person from being hurt, maimed, injured, or killed, I think we have done a good evening's work.

The traumatic effect has been mentioned by Mr. DeLuca and quite a few others. I wouldn't be able to spend the rest of my life with the thought that I had hurt someone or hit someone with a car, whether he heard me or not. Now, to move a headset off your ears while you're crossing a street is no great inconvenience. If you are on the beach, there is no car going to come at you, unless an airplane comes down out of the sky and hits you. But there is no car going to come out on the beach, sure you can wear it. You can wear your headset in your own backyard. You can wear your own headset in the house; you can wear it any place you want, but at least while crossing a street, take the headset off, or remove it for your own safety and goodness. This is all I believe this ordinance is asking. We don't have to follow ten other cities that already have it. There are a lot of other



HEALTH AND PROTECTION COMMITTEE (continued)

MR. CONTI (continuing).....cities that don't have it. Let us be leaders. Let us show the others that we think enough of our community and of our citizens to protect their lives by passing this ordinance. All right, it may not be the easiest to enforce, but as I say, let it be a deterrent to help parents keep the children from using these things when they should not be using them.

There are many, many laws on the books put there by State and Federal legislators, and a goodly portion of those may appear not easily enforceable, but by the very fact of their existence, they are indeed a deterrent and many people think twice before breaking those particular laws. Jaywalking is a good example where while some people break that law, many more people stop and think and walk to a proper intersection.

Also, is everyone here tonight assuming that the wearer of the headsets is in full possession of his or her faculties? That he may not be under the influence of controlled drugs, alcohol, or even a prescribed drug to alleviate a painful tooth or other problem which dulls the pain and also one's alertness? As I said, there are so many possibilities of destructive forces that can accompany the noise of the headset to place the wearer in danger, that one could speak for hours on the subject. Thank you.

MRS. HAWE: I seriously doubt the constitutionality of this law, and I don't see this as desirable. In addition, I don't want the police to be giving out tickets for someone wearing a Sony Walkman while someone is breaking into my house. And something else that Mr. Blais alluded to, which I really think is very important. There is something which is called the Scofflaw Mentality. That is something that creeps into the minds of the citizens with the passage of a plethora of laws that are virtually unenforceable, and when this happens, it leads to a gradual disregard on the part of the citizens for all laws. It is something that has been proven and it does happen. I think for these reasons I would urge my fellow Board members to vote against this ordinance.

MR. OWENS: At first I wasn't going to speak at all. Then I decided, well, after my daughter so diligently told me before I left that this was on our agenda tonight because she has a habit of looking at the agenda, and she said "I hope you don't support that." And I asked her why. She said "Because that's my right to wear it if I want to." And I thought that was enough for me to just say and tell the other members of this Board, kick it out, because my daughter is a very responsible young lady, of eleven years of age, and she feels that she has the responsibility amongst herself to keep her volume control of her Walkman down to a capacity that she can hear what goes on around her. And with that, again, I would like to stress that I think this is just piggybacking on something that Mr. Dudley said, there is the individual's constitutional right. I do not wear these headsets, or earphones, or whatever, when I am jogging and I do it practically every day. And I go right down Washington Blvd. and every time I go there, I normally see someone using theirs and I have nothing against those people using theirs. And I just don't feel that it is justice and I would vote against this.

MR. BLUM: I Move the Question. Seconded. CARRIED.



HEALTH AND PROTECTION COMMITTEE (continued)

PRESIDENT SANTY: We will now vote on the main motion on the ordinance; for final adoption on prohibiting the operation of headsets, etc., on City and State roads. Please use your machine. Has everyone voted?

The proposed ordinance is DEFEATED: 5 Yes, 23 No, 1 Abstaining, and 11 Not Voting.

- (5) REQUEST FROM REP. BETTIE GERSHMAN 1/19/83 FOR INVESTIGATION INTO THE HEALTH HAZARDS AT COLEMAN TOWERS RESULTING FROM THE MANAGEMENT/TENANT DISPUTE.

Above also referred to Public Housing & Community Development Committee.

MR. DZIEZYC: Item #5 is being held. That is the conclusion of my report.

MRS. MAIHOCK: I just wanted to indicate that I abstained because of a possible conflict-of-interest.

PRESIDENT SANTY: The record will show that.

LEGISLATIVE AND RULES COMMITTEE

- (1) FOR FINAL ADOPTION - PROPOSED ORDINANCE TO GRANT TAX EXEMPTION TO THE GOOD SAMARITAN CHURCH, INC., 34 Melrose Place, Stamford (residence of Pastor Bernetta Fields) - per 11/9/82 letter from Atty. Michael S. Sherman (Perell, Sherman & Kivell). Held in Committee 12/6/82. Approved for Publication 1/10/83.

MR. CONTI: The Legislative and Rules Committee met on the 31st of January at 7:30; and present at that meeting were: myself, Anthony Conti, Reps. Donahue, Saxe, Maihock, Bonner, McInerney, Dudley, Owens, Co-Chairman Zelinski; and also in attendance were Rep. Roos, and Robert Brockway.

On the Consent Agenda, I would like to put #1, #2, and there was one question that I was to get an answer to, and the answer is that the Historical Society will bear the liability and fire insurance. They will carry them both. I also wish to put #3 on Consent.

PRESIDENT SANTY: There is a request to not put #2 on Consent. Also #3, so only #1 is on Consent.

MR. CONTI: All right. Then, #4 is Held, #5 is Held, #6 is Held, #7 is Held, and #8 is Held. These are being held because we had no information. We did receive some information since then, but we will take care of this in committee. And on #9, the main motion passed with 5 yes and 4 abstentions and I would like to place that on the Consent Agenda also.

PRESIDENT SANTY: So only #1 is on Consent.



LEGISLATIVE AND RULES COMMITTEE (continued)

- (2) FOR FINAL ADOPTION - PROPOSED ORDINANCE and LEASE BETWEEN THE CITY AND THE STAMFORD HISTORICAL SOCIETY OF THE LAND AND BUILDINGS SITUATED ON 1508 HIGH RIDGE ROAD and KNOWN AS MARTHA HOYT SCHOOL PROPERTY, for 20 years at \$1.00 per year, per Mayor Clapes' letter 12/2/82. See letter 12/21/82 from Planning Board with recommendations. Board of Finance approved 12/20/82. Also letter from Rep. B. McInerney 12/16/82.

Above also referred to Public Works Committee.

MR. CONTI: This was voted 7-0 to adopt this and I so Move. Sêconded.

PRESIDENT SANTY: There are many speakers on this item. First is Rep. Betty Conti.

MRS. CONTI: I have several questions with regard to this lease. On Page 5 of the lease, under Utilities, the Tenant shall be responsible for paying all utility bills, water, electric, heat, gas. I want to inquire, I believe there are no sanitary sewers there. Is that correct, there are no sanitary sewers there?

MR. CONTI: I have no information on that.

MR. WIDER: Through you to Mrs. Conti, there are sanitary sewers in the building.

MRS. CONTI: In the building?

MR. WIDER: Yes.

PRESIDENT SANTY: That's the question. He said there are sanitary sewers. He means there are sanitary sewers servicing the building.

MR. WIDER: I worked there for eight years so I should know.

PRESIDENT SANTY: There are sanitary sewers servicing the school.

MRS. CONTI: Also, I would like to inquire under Structural and Ordinary Repairs. Or perhaps it is someplace else in the Lease. But what about custodial services? Who is going to provide those?

MR. CONTI: As far as I know, the Historical Society is going to take care of everything.

MRS. CONTI: But is it specified in the Lease? I don't see it.

MR. CONTI: I don't have a copy of the Lease in front of me, but I think it was.

MRS. CONTI: I don't find it in here, that's why I question it.

PRESIDENT SANTY: Mr. Zelinski, can you or anyone on the Legislative and Rules Committee? Mrs. McInerney?



LEGISLATIVE AND RULES COMMITTEE (continued)

MRS. McINERNEY: Yes, Madam President, the entire lease was predicated, unlike any other lease within the City of Stamford and that meant that the Historical Society was going to assume the responsibility for every operational and capital expenditure and improvement to that building. So, in essence, Mrs. Conti, it will be covered by them and they will pay a custodian. The City of Stamford will have nothing to do with paying any item of that nature on this building.

MRS. CONTI: I have one further question. What kind of revenue does the Historical Society have, or does it mean they are just going to increase their annual appropriation in the City and load this on the back of the taxpayers?

MRS. McINERNEY: Mrs. Conti, I don't really feel that we have actually requested that information of any other lessee that has come before this Board. I can tell you that we did not ask them to bring in their books. They have indicated to the satisfaction of the Finance Commissioner and the satisfaction of the Corporation Counsel and the satisfaction of the Mayor of this City, who clearly indicated to the residents of that area that he would not pay a dime for this building, and we must assume that they have the money to operate this.

PRESIDENT SANTY: Does that answer your questions, Mrs. Conti?

MRS. CONTI: Well, then can we assume that they will be dropped from our annual budget?

MRS. McINERNEY: Mrs. Conti, if you have read the Charter, you will clearly see that there is a section of the Charter that indicates the City of Stamford gives a donation to that organization. I think perhaps what we might do, if this is approved, is fashion every other lease that is presently between any other organization, any other community center, after this, and please let us do that and take the utilities and everything else away from those other centers as well. Thank you.

MRS. CONTI: I can't see comparing this to a community center. We are talking about a private corporation, a private non-profit corporation, the Historical Society who draws appropriations from the City. I mean that is not the same thing as a community center. Will community groups be free to use the Martha Hoyt property once the Historical Society takes possession of it?

MRS. HAWES: I would like to speak in favor of the approval of this lease. I think this is an exceptionally fine utilization of the Martha Hoyt School. The building will be used with virtually no risk to the City. The neighbors in the area are pleased with this use of the school. There is no money that has to be gotten from the City for this. It will benefit the City as well as the Historical Society and that Society has contributed much to the City of Stamford over many long years. The City will retain the title of this and the property will be improved. As Mrs. McInerney said, I think this is the kind of a lease that we should look for in the future when we are thinking to lease property out. It is really an exceptional deal for the City and the citizens of Stamford benefit as well, and I would urge its approval.

PRESIDENT SANTY: Mr. Blais has left. We have 32 members present.



LEGISLATIVE AND RULES COMMITTEE (continued)

MRS. SIGNORE: Yes, I would like to speak in favor of the Stamford Historical Society lease. I spoke in favor of it last month, and I am even more in favor of it this month. It may not be a community center, as was mentioned before, but it certainly will be a center for the community of Stamford, serving the entire City of Stamford. It is preserving the important things that have made Stamford what it is today. From the small village to the corporate center that Stamford is at this time, and I only wish we had more organizations of the caliber and the financial soundness of the Historical Society to make use of some of our buildings in town that are at present unoccupied. And it looks as if in the future more will be unoccupied. Please support this organization and hopefully we can get other organizations of the same caliber to come forth and invest in our City buildings, to put money into the buildings and at no cost to the taxpayers.

MR. ROOS: I would like to echo those sentiments. The only reservation I had on it was the assuming of the insurance burden. I can't think of any other organization that could put one of our schools to better use.

MRS. McINERNEY: Madame Chairman, as the Representative from that district, and also a Representative who sat on the committee established by the Mayor to find a suitable use for Martha Hoyt, I would like to tell you that our committee met from 1980 to review suggestions on the future use of the Martha Hoyt building, considering two criteria, that its use be compatible with the neighborhood, received by the neighborhood, and that it not cost the City any money to keep it open and in use. Both of those mandates have been met.

The organizations in our area interviewed 25 groups that were willing to look at the building, willing to ask for its use, but none were willing to totally support the building on its own. Martha Hoyt School in itself should be listed as an historical building. It is one of the first schools in the Ridges. It is fitting that this grand structure would house memorabilia of Stamford and its past. The Historical Society's museum has the potential of serving the community-at-large and the neighborhood well. Its location will enrich the existing established museum and add a valuable educational tool to Stamford's students. The Historical Society should be commended for their willingness to undertake this project, and be encouraged to establish not only a lasting tribute to Martha Hoyt's memory, a notable Stamford educator, but a tribute to Stamford and its rich historical roots.

I ask for this Board to support this lease this evening. The Historical Society has done all that was asked. It has been approved, as I indicated, by all City departments. I think it is fitting for the neighborhood. I think it is fitting for the citizens of Stamford as well as those who come to visit this community.

MR. BOCCUZZI: Move the Question. Seconded. CARRIED.

PRESIDENT SANTY: The question is on the main motion, the lease for Martha Hoyt School. Please use your machine. Has everyone voted? 21 votes are necessary for passage. The ordinance is ADOPTED: 28 yes, 1 No, and 11 Not Voting.

MRS. McINERNEY: On behalf of the constituents in my district, I would like to thank this Board.



LEGISLATIVE AND RULES COMMITTEE (continued)

- (3) FOR PUBLICATION - PROPOSED ORDINANCE CLARIFYING CORRECT NAME OF "EAST MAIN STREET" - submitted by City Rep. Gerald Rybnick, 4th District, letter 12/15/82. Text to follow.

MR. CONTI: This was approved 7-0 with one Abstention, and if it is passed this evening, we are going for a public hearing on February 28, 1983 at 7:30, and I so Move. Seconded.

MR. ZELINSKI: I was asked for a member of the L&R Committee to ascertain from the Law Department whether or not it was necessary to notify the property owners that about Main Street, or if indeed once we publish this in the paper and have a public hearing....Madam President, would you call for a little order, please?

PRESIDENT SANTY: I would ask all the Representatives to take their seats. It is 10 minutes to one. We still have many items on the Agenda. At this time I would like to mention that Mrs. Goldstein and Mr. Wiederlight are leaving. We are down to 31 members present. Please give Mr. Zelinski your attention.

MR. ZELINSKI: As I was stating, to ascertain about the idea of notifying the propertyowners on Main Street, or if the public hearing was sufficient. I did write a letter the following day to Atty. Hennessey, which all the Committee members and the Board members received. Also I did receive a reply which I found in my packet tonight which I guess we all did. I will not read it, but basically it states that so long as we do have the public hearing, there is no need to notify the propertyowners. And just one final point, I would just like it noted for the record that Rep. Al Perillo also attended our L&R meeting.

MR. BLUM: I would like to ask Mr. Conti, have they designated where East Main Street starts? As far as I always remembered, East Main Street started at the foot of Clark's Hill and not at Greyrock Place.

MR. CONTI: We have a sub-committee of one who has been working on this and I will turn that over to Mr. Donahue for response.

MR. DONAHUE: I'll have you know I had a quorum at every one of my meetings! There has never been an official street called "East Main Street" in the City of Stamford. Although many people understand East Main Street has a beginning either at the railroad bridge on Main Street, the Clark's Hill intersection, Glenbrook Road intersection, the base of what is called Clark's Hill, or somewhere in that vicinity. When looking at this proposed name change, it is first being considered because of common usage. People call it East Main Street wherever it begins or ends in their minds East Main Street. Just by coincidence, in looking through the Capital Projects Budget tonight, there are many references to projects that will involve East Main Street. In the City's Capital Projects Budget, although there is no official street. But this is...you know, we have to deal with the reality now. What was Main St. and ran from the Rippowam River to the Darien border has been divided into two parts by the Stamford Town Center.



LEGISLATIVE AND RULES COMMITTEE (continued)

MR. DONAHUE (continuing)....We are considering beginning East Main Street at Greyrock Place, which is the boundary of the Stamford Town Center to deal with that reality. Hopefully, there will be no need for any numbers changes in the street, It will start at the first address which I believe now is 555 Main Street, the telephone company building, and continue out with the same numbering right to the Darien border. It will simply be done for directional purposes, and will make East Main Street a concrete reality where it now begins.

MR. BLUM: If that would be East Main Street, then what is on the other side of it, Main Street? Or West Main Street?

MR. DONAHUE: Main Street. From the River to the Mall, or Atlantic Square would be Main Street.

PRESIDENT SANTY: Mr. Blum, I just want to remind you this is just for publication. So there will be a public hearing on this and you can attend that meeting.

MR. BLUM: I don't know that I can attend it, with my present working hours. But I just would like it clarified. As far as I can remember and I can show you a letter back in 1941, Main St. at Clark's Hill was called East Main Street. I have letters to that effect.

PRESIDENT SANTY: There are no further speakers. We will move right to a machine vote. We are voting on publication of the proposed ordinance clarifying the correct name of East Main Street. Please use your machine. This is for publication only. Has everyone voted? Mr. Livingston has left; we are down to 30 members. The Motion has PASSED: 24 Yes, One No, One Abstaining, and 14 Not Voting.

MR. CONTI: With the passage of this for publication, I would like to make the announcement that there will be a public hearing on Feb. 28th in the Main Room at 7:30 p.m. concerning this.

- (4) FOR PUBLICATION - PROPOSED ORDINANCE SUPPLEMENTAL CONCERNING A TAX CREDIT FOR REFUSE COLLECTION TO OWNERS OF RESIDENTIAL UNITS IN MULTIPLE UNIT RESIDENTIAL COMPLEXES. Mayor Clapes' letter 11/30/82 Held in Committee 9/9, 10/5 and 12/27/82.

Also referred to Public Works Committee.

HELD IN COMMITTEE.

- (5) REQUEST FOR WAIVER OF BUILDING PERMIT FEE FROM NEW NEIGHBORHOODS, INC., 6/10/82, and Mayor Clapes' letter 11/15/82 for GREENWICH AVE. AFFORDABLE HOUSING DEVELOPMENT. Held 12/28/82.

HELD IN COMMITTEE.



LEGISLATIVE AND RULES COMMITTEE (continued)

- (6) FOR PUBLICATION - PROPOSED ORDINANCE TO ABATE TAXES DURING CONSTRUCTION PERIOD, AND FROM DATE OF ACQUISITION OF PROPERTY UNTIL COMPLETED AND CLOSINGS ARE HELD for Greenwich Avenue Affordable Housing, from New Neighborhoods, Inc. letter 6/10/82, and Mayor Clapes' letter 11/15/82. (No text furnished yet.) Held 12/27/82.

HELD IN COMMITTEE.

- (7) REQUEST FOR WAIVER OF BUILDING PERMIT FEE FROM NEW NEIGHBORHOODS, INC., 6/10/82, and Mayor Clapes' letter 11/15/82 for ELMCROFT ROAD AFFORDABLE HOUSING DEVELOPMENT. Held 12/27/82.

HELD IN COMMITTEE.

- (8) FOR PUBLICATION - PROPOSED ORDINANCE TO ABATE TAXES DURING CONSTRUCTION PERIOD, and FROM DATE OF ACQUISITION OF PROPERTY UNTIL COMPLETED AND CLOSINGS ARE HELD for Elmcroft Road Affordable Housing Development from New Neighborhoods, Inc., letter 6/10/82, and Mayor Clapes' letter 11/15/82. Held 12/27/82.

HELD IN COMMITTEE.

- (9) REQUEST FOR WAIVER OF BUILDING PERMIT FEES FOR PHASE I of STAMFORD YMCA BUILDING RENOVATION PROGRAM. (already paid \$72.00 per receipt). Letter 1/13/83 Robert N. Brockway, General Director.

MR. CONTI: The main motion was passed 5 in favor with 4 abstentions, and I so Move. Several Seconds.

PRESIDENT SANTY: Any discussion? Mrs. Saxe?

MRS. SAXE: I feel at this time that all waivers and abatements should be held and there should be nothing given at all in the way of this until after our tax rate has been set at the end of May; and therefore, I would like to see this defeated.

MRS. CONTI: I notice from the back-up material here that this is for Phase I of a building program. Now, how many phases are there to this program, and how much is the estimated over-all cost?

MR. DUDLEY: I believe I can answer that. There are two phases, Mrs. Conti, and it is my understanding that at most, the cost would be a total of, including this \$72.00, approximately \$500.00 in the way of waiver of building permit fees.

MRS. CONTI: Thank you, Mr. Dudley.



LEGISLATIVE AND RULES COMMITTEE (continued)

PRESIDENT SANTY: There being no further speakers, we will move right to a vote on the waiver of building permit fee for the YMCA. Please use your machine. Has everyone voted? The Motion has been APPROVED: 23 Yes, 4 No, and 13 Non-Voting. There were no abstentions on that vote.

MR. CONTI: We will now go back to the Consent Agenda, and the only item is #1 for Final Adoption to grant tax exemption to the Good Samaritan Church. Seconded. Carried Unanimously (voice vote).

There is just one more thing I would like to mention. As you notice, we do use sub-committees on this Legislative and Rules Committee and they have done a lot of diligent work and I would like to thank them publicly for what they have done.

PRESIDENT SANTY: Thank you, Mr. Conti, your committee does a lot of work, all of you.

PERSONNEL COMMITTEE

- (1) REQUEST FROM REP. GERSHMAN FOR: INVESTIGATION INTO THE FEASIBILITY OF FREEZING THE ENTRANCE OF ALL EMPLOYEES CURRENTLY EMPLOYED IN ANY CAPACITY BY THE CITY INTO THE CITY PENSION FUND AND MEDICAL BENEFITS, UNLESS SUCH EMPLOYEES ARE NEW EMPLOYEES AND QUALIFY FOR ENTRANCE. THE FREEZE WOULD BE IN EFFECT UNTIL GUIDELINES ARE AGREED UPON TO ALLOW OR DISALLOW ENTRANCES INTO PLAN AND BENEFITS. Rep. Gershman's letter 10/13/82; also Rep. Stork's of 11/15/82. Held 11/8, 12/6/82, and 1/10/83.

HELD IN COMMITTEE.

MR. STORK: The Personnel Committee met on Wednesday, Feb. 2, 1983, at 8:00 P.M. in the Republican Caucus Room. Members of the Committee in attendance were Reps. Dziezyc, Gaipa, Gershman, Dixon, Dudley, and myself. Rep. Boccuzzi was also present for part of the meeting, as was Rep. McInerney. Item #1 was Held in Committee by a vote of 6-0.

Item #2 was Held in Committee by a vote of 5-0, with one not voting.

- (2) CLARIFICATION OF RESOLUTION NO. 1038 CONCERNING MEDICAL BENEFITS FOR HEALTH DEPARTMENT EMPLOYEES PASSED BY BOARD ON JANUARY 5, 1976, PERTAINING TO PAYMENT OF MEDICAL COVERAGE FOR THE OMBUDSMAN IN THE S.H.A.P.E. PROGRAM - submitted by Reps. McInerney and Wiederlight 12/16/82. Held 1/10/83.

HELD IN COMMITTEE.

MR. STORK: Item #3 for a proposed pension for the Registrars of Voters, the Personnel Committee held a public hearing on Thursday, January 27, 1983, at 7:30 P.M. here in our Main Meeting Room. The Committee voted 6-0 for approval of this proposed ordinance, pending receipt of the cost factors for implementing this ordinance.



PERSONNEL COMMITTEE (continued)

MR. STORK (continuing)....The costs have not been provided as of tonight; therefore, this item will be held until next month.

- (3) FINAL ADOPTION - PROPOSED ORDINANCE CONCERNING PENSIONS FOR THE REGISTRARS OF VOTERS, pursuant to Section 40 of the City Charter. Submitted by Rep. Barbara McInerney 11/16/82. Held 12/6/82. Approved for Publication 1/10/83.

HELD IN COMMITTEE.

- (4) REQUEST FROM ELIZABETH T. LUTHER (R.N., Health Dept.), 1/17/83, for approval to buy back 3½ years in Classified Employees' Retirement Fund.

MR. STORK: On Item #4, the Committee voted 6-0 to take no action on this request due to the fact that it was improperly before us. We recommend to Mrs. Luther that she take her request before the Classified Employees' Retirement Fund Board of Trustees for approval. Failing that, then the Personnel Committee will take up the matter of her request.

- (5) PROPOSED RESOLUTION FROM BOARD OF TRUSTEES OF THE CLASSIFIED EMPLOYEES' RETIREMENT FUND 1/13/83, for Cost-of-Living adjustments to pensions of retirees 1/13/83.

MR. STORK: On item #5, this resolution will make a Cost-of-Living Increase retroactive to 1972, which is the last year in which an adjustment in their payments was made. It will also grant 25% of the Cost-of-Living each July 1st beginning in 1983. Representing the Mayor in this matter was John Canavan, until recently a member of the Board of Trustees. This Fund is currently worth about \$27 Million, and covers between 800 and 900 members. The Board of Trustees is asking permission to spend \$166,000 of its own money to finance these Cost-of-Living adjustments. Mr. Canavan further stated that this will involve only their own money, the \$166,000, and that there will be no cost to the City of Stamford. The Committee voted 4 in favor, none opposed, two abstaining, for approval of this Resolution, Madam President, and I will so Move; however, once again in light of new information made known to me just today, I would like to be recognized after being Seconded, for the purpose of changing the Motion.

PRESIDENT SANTY: Is there a Second to approve this Motion? Seconded.

MR. STORK: I am advised by our Benefits Manager, Mary Ann Kilgrow, that there is indeed a cost factor on the part of the City of Stamford. She has advised me that the best thing to do would be to return this item to committee so that we can reconsider this resolution with the complete cost factor involved. I reiterate what I said earlier. In response to direct questioning by members of our Committee, Mr. Canavan flatly stated, <sup>just</sup>repeatedly, that there would be no cost to the City of Stamford. That simply isn't true. I can't tell you tonight what that cost will be, because it will have to be computed, but Mrs. Kilgrow assures me that we will have it in plenty of time for our next meeting. Therefore, Madam President, I make a Motion to Return this item to Committee. Several Seconds.



PERSONNEL COMMITTEE (continued)

PRESIDENT SANTY: Any discussion? Ms. Summerville?

MS. SUMMERVILLE: Through you, Madam President, to Chairperson Stork, if it is in order, I would like the Committee to also to send a letter to the Mayor of the alleged, of the untruth that was told by his representative. I think the Mayor should know that in a letter from your Committee, if it is permissible by you.

PRESIDENT SANTY: I think that letter would be appropriate after the Committee arrives at its conclusion. Any other discussion? We'll move right to a vote on returning this item to committee. Please use your machine. Returning Item #5 to committee. Mr. Wider, you wish to go on record as not voting, or do you just want to abstain on the machine? All right. Mr. Wider is not participating in this vote. (Could not hear Mr. Wider as his microphone was not turned on.) Has everyone voted? The Motion is APPROVED to Return to Committee: 23 Yes, 1 No, 1 Abstention, and 15 Non-Votes. We are down to 30 members present at this time.

MR. STORK: I would like to thank Benefits Manager Mary Ann Kilgrow for her help in supplying information to the Personnel Committee. I would also like to thank the following members of the Board of Trustees from the Classified Pension Fund for appearing at our Committee meeting: Charles Arena, Joseph Kitlas, Stanley Sarama, and Fred Woldan. That concludes the report of the Personnel Committee, Madam President.

SPECIAL COMMITTEESHOUSE COMMITTEE

MR. RYBNICK: No report, Madam President.

COLISEUM AUTHORITY LIAISON COMMITTEE

MS. GERSHMAN: I have submitted minutes of our last meeting to the Board in writing and they are in your mail packet tonight.

LABOR CONTRACTS SPECIAL COMMITTEE

PRESIDENT SANTY: They had their first meeting tonight. They elected Barbara McInerney and John Boccuzzi as Co-Chairpersons.

PETITIONS - None.

RESOLUTIONS

- (1) PROPOSED SENSE-OF-THE-BOARD RESOLUTION HONORING MRS. CHRISTEL TRUGLIA FOR BEING CHOSEN STAMFORD'S CITIZEN-OF-THE-YEAR. Submitted by Rep. John Zelinski 1/19/83.



PRESIDENT SANTY: We have a Sense-of-the-Board resolution submitted by Mr. John Zelinski. John, do you want to Move for adoption?

MR. ZELINSKI: I so Move, Madam President. Seconded.

PRESIDENT SANTY: Any discussion?

MRS. SIGNORE: I would just like to say I am delighted to see this for Mrs. Truglia. She has been a spearhead for the Meals-on-Wheels Program from its inception; and very involved in helping the elderly of this City. I am delighted to support this.

PRESIDENT SANTY: No further speakers. Please use your machine. Has everyone voted? Motion Approved: 23 Yes, no No votes, no Abstentions, and 17 not voting.

#### ACCEPTANCE OF THE MINUTES

PRESIDENT SANTY: We have acceptance of the DECEMBER 6, 1982 REGULAR MEETING MINUTES. Are there any corrections or additions to those Minutes?

MRS. MAIHOCK: I ask that there be corrections on Pg. 40, Line 5, "rescinded" was misspelled. Line 11, the name of the gentleman was "Pinzone". Thank you.

MRS. McINERNEY: Yes, Madam President. I have one or two, just changes in spelling and in intent of one or two words. I will submit those in writing. I forgot it.

PRESIDENT SANTY: At this point, I would like to make special note before we go on further. When we are giving MOMENTS OF SILENCE, I would appreciate it if you would put that in writing to our Administrative Assistant, because many of these names get misspelled. That would be most appreciated if you would do that. Is there a Motion to accept those minutes with the following additions or corrections? So Moved. Seconded. Any opposition to accepting the Minutes? Approved unanimously (voice vote).

DECEMBER 6, 1982 Regular Meeting - Held at 1/10/83 Meeting. Rec'd. 1/8/83. Approved unanimously as amended.

PRESIDENT SANTY: The January 10, 1983 Regular Meeting Minutes are on your desk tonight. I don't know if you've had time to read them.

MRS. McINERNEY: I make a Motion that they be Held. Seconded. Carried.

JANUARY 10, 1983 REGULAR MEETING MINUTES - Rec'd. 2/9/83. HELD.

COMMUNICATIONS FROM OTHER BOARDS and INDIVIDUALS - NONE.



OLD BUSINESS

NONE.

NEW BUSINESS

NONE.

ADJOURNMENT

MRS. McINERNEY: I make a Motion for Adjournment.

PRESIDENT SANTY: Before we adjourn, please, Ms. Summerville has to make an announcement.

MS. SUMMERVILLE: Before I make an announcement, did everyone receive their package, a white package like this tonight? On behalf of the Board members, I would like to thank Rep. Anthony Conti for the beautiful pictures that we received tonight. Thank you very much for that.

PRESIDENT SANTY: Thank you, Mr. Conti. It is most appreciated. He went to this expense at his own initiative and I think we owe him a great vote of thanks.

MR. CONTI: I enjoyed doing it.

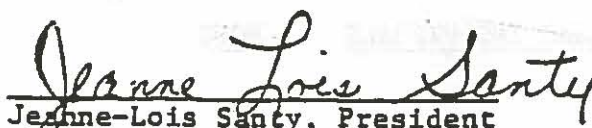
MS. SUMMERVILLE: I also would like to thank the Board members for the cake. It was very nice having it with only myself sharing it for my birthday this month. It made it very special and you all are very special to me and I thank you very much for that kindness.

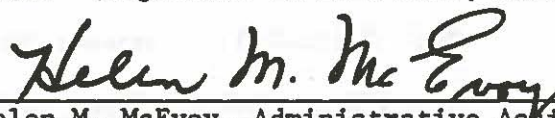
PRESIDENT SANTY: One other matter. Steering is on Tuesday, the 22nd, this month, because of the holiday. I ask you all to please clean your desks before leaving. I'll entertain a Motion to Adjourn.

MRS. McINERNEY: So Moved. Several Seconds.

PRESIDENT SANTY: The Meeting is Adjourned. (Adjourned at 1:20 A.M.; members left by 1:30 A.M.)

APPROVED:

  
Jeanne-Lois Santy, President  
17th Board of Representatives

  
Helen M. McEvoy, Administrative Assistant  
(and Recording Secretary)

JLS:AAK:HMM  
ENCS.